

TOWN OF LIBERTY RE-ORGANIZATIONAL MEETING
119 NORTH MAIN STREET LIBERTY, NY 12754
1/3/2024
PUBLIC HEARING 6:15 PM / MEETING 6:30 PM

PLEDGE OF ALLEGIANCE

PUBLIC HEARING- Introductory Local Law #3 of 2024 entitled “establishing a moratorium with respect to Planned Unit Developments in the Town of Liberty, Sullivan County, New York”.

RE-ORGANIZATIONAL MEETING

1. The location for the Town Board, Zoning Board and Planning Board meetings for the year 2024 will be at the Liberty Senior Center, 119 North Main Street, Liberty, NY 12754 The meeting schedules are as follows:

Town Board Meetings:

- 1st Monday of the Month – Town Board Mtg. 6:30 p.m.
- 3rd Monday of the Month- Town Board Mtg. 7:00 p.m.

(When a regularly scheduled meeting falls on a holiday the meeting will take place the following Wednesday)

Planning Board Meetings:

- 1st Tuesday of the Month 7:00 p.m.

Zoning Board Meetings:

- 3rd Tuesday 7:00 p.m.

2. Designation of the Official Newspaper of the Town of Liberty
 - Sullivan County Democrat
3. Designation of the Custodial Banks
 - M&T Bank (for Jeff Bank & Catskill Hudson Bank)
 - Federal Home Loan Bank (for TD Bank)
 - Bank of New York Melon (for M&T Bank)
 - Tompkins Trust Company (for Wayne Bank)
 - Bank of New York (Key Bank)
4. Designation of the Depository Banks
 - Jeff Bank
 - Key Bank
 - Catskill Hudson Bank
 - TD Bank
 - M&T Bank

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- Wayne Bank
5. Supervisor's appointments:
 - Confidential Secretary-Nick Rusin
 - Budget Officer-Cheryl Gerow
 - Veteran's Service Officer-John Liddle
 - Health Officer-David Schwalb
 6. Re-appointment of Registrar of Vital Statistics
 - Laurie Dutcher
 7. Re-appointment of Town Marriage Officers
 - Laurie Dutcher
 - Cheryl Gerow
 8. Town Clerk Appointments
 - Deputy Town Clerk-Sara Sprague
 - Deputy Tax Collector-Sara Sprague
 - Deputy Registrar-Sara Sprague
 9. Appointment of Historian for a term expiring on 12/31/2027
 10. Set IRS Mileage rate for 2024 (67¢)
 11. Appoint Dog Control Officer (1 yr. term)
 - Joanne Gerow
 12. Appoint Deputy Dog Control Officer (1 year term)
 13. Appointment of Zoning Board Chairman (1 yr. term)
 - Robert Werlau
 14. Appointment of Zoning Board Member for a term expiring 12/31/2028.
 - Robert Eaton
 15. (2) Alternate Zoning Board Members (1 yr. term)
 - Ari Halpern
 - Brad Cobert
 16. Appointment of Planning Board Chairman (1 year)
 - Lynn Dowe

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17. Re-appointment of Planning Board member for a term expiring 12/31/2028.
 - Judy Siegel
18. Appointment of Planning Board member to fill the unexpired term of Anthony Dworetzky expiring 12/31/2024.
 - Menachem Steinberg
19. (2) Alternate Planning Board Members (1 yr. term)
 - Eugene Thalman
 - Vacant
20. Re-appointment of Parks & Recreation Board for a term expiring 12/31/2028.
 - Paige Lynn Russell
21. Appointment to the Parks & Recreation Board to fill the unexpired term of Joanne McPhillips expiring on 12/31/2024.
22. Re-appointment to the Sullivan County Fire Advisory Board. (Already done)
 - Donald Sherwood
23. Employee Relations Committee
 - Town Hall (2) Sunsoree Young /
 - Parks & Rec (1)
 - Water & Sewer (2) Wayne Banks /
 - Highway (3) Steven Schroeder / Andrew Bivins /Will DePaolo
24. Voucher Review Quarterly Review

The Town Board then went onto the Department Head / Worksession Meeting at 6:45 p.m.



TOWN OF LIBERTY

N E W Y O R K

DEPARTMENT HEAD/WORKSESSION MEETING

PLACE: SENIOR CITIZEN CENTER, 119 NORTH MAIN STREET, LIBERTY, NY 12754

DATE: January 3, 2024

TIME: 6:30 P.M.

FRANK DEMAYO, SUPERVISOR

LAURIE DUTCHER, TOWN CLERK

DEAN FARRAND, BOARD MEMBER

VINCENT MCPHILLIPS, BOARD MEMBER

JOHN LENNON, BOARD MEMBER

PLEDGE OF ALLEGIANCE

CORRESPONDENCE

INCOMING:

1. Correspondence from the New York State Homes and Community Renewal regarding approval for a contract extension for NYS CDBG Project #641PW78-21.
2. Correspondence from the Sullivan County Agriculture & Farmland Protection Board regarding certification to the Agricultural District #4.

OUTGOING:

DEPARTMENT HEAD REPORTS

ASSESSOR

[BUILDING](#)

COURT

DOG CONTROL

[FINANCE](#)

HIGHWAY

PARK & RECREATION

[TOWN CLERK](#)

W&S

[DELAWARE ENGINEERING](#)

NEW BUSINESS

1. Approval of the 12/4/23 minutes.



TOWN OF LIBERTY

N E W Y O R K

2. Approval of resolution to join the Sullivan O&W Rail Trail Alliance.
3. Approval of resolution for an Audit of the New York State 2022 General Election.
4. Approval to add "Redeemed Dog 3" to the fee schedule for dogs redeemed 3 or more times at a fee of \$300.00.
5. Acceptance of grant from the NYS Office of Parks, Recreation and Historic Preservation (OPRHP) for the extension of the Sullivan County O&W Rail Trail from Parksville toward Livingston Manor and accept the grant funds in the amount of \$500,000.00.
6. Acceptance of grant from the NYS Office of Parks, Recreation and Historic Preservation (OPRHP) for the extension of the Sullivan County O&W Rail Trail from Parksville toward Livingston Manor and accept the grant funds in the amount of \$250,000.00.
7. Authorize the Supervisor to execute agreement with the Humane Society of Middletown for 2024.
8. Approval of the following Refuse Collection Licenses:
 - On Time Disposal (12)
 - Taylor-Montgomery, LLC (1)
 - Raymond Houghtaling, Jr. (1)
9. Approval of the following Towing Licenses:
 - Marty's (2)
 - Better Service, Inc. (2)
 - Prestige (5)

DISCUSSION

OLD BUSINESS

UNDER REVIEW

1. Drilled wells with a yield of less than 5 GPM.
2. Training & Recommendations policy- Planning & Zoning
3. Shipping Containers
4. Fence In/Fence Out
5. AIRBNB
6. Solar
7. Telecommunication Tower -266 Old Loomis Rd.
8. PUD
9. County Water / Sewer Study.

IN PROGRESS

1. Converting and moving the Building Department and the Assessor's Office to the Park & Recreation Building.
2. Fines
3. Empty Lot in Parksville



TOWN OF LIBERTY

N E W Y O R K

4. Illegal dumping of garbage
5. Delaware Town/Village Water Sewer Study
6. Lead Service Line Inventory
7. Walnut Mt. Pavillion.

PUBLIC PARTICIPATION

BOARD DISCUSSION

EXECUTIVE SESSION

ADJOURN



Homes and Community Renewal

KATHY HOCHUL
Governor

RUTHANNE VISNAUSKAS
Commissioner/CEO

December 14, 2023

Frank DeMayo
Supervisor
Town of Liberty
120 North Main Street
Liberty, 12754-1861

Re: Contract Extension Request - Approved
NYS CDBG Project # 641PW78-21

The NYS Office of Community Renewal (OCR) is in receipt of the Town of Liberty's letter requesting an extension beyond the project completion deadline of January 5, 2024. The decision to extend the project completion date is based on, but not limited to, several factors such as past performance of the recipient, the nature of the delay, and whether the project can be completed within a reasonable extended timeframe.

Based on OCR's review and careful consideration the Town of Liberty's request for an extension has been granted, and your revised project completion date is June 28, 2024, at which time the grant agreement will terminate. The project must be completed and all costs incurred no later than the completion date of the grant agreement. **Please be advised that any costs incurred after the revised project completion date will be ineligible for NYS CDBG reimbursement. Further requests for extension beyond June 28, 2024 may not be considered.** According to NYS CDBG policies the Town of Liberty will have up to 30 days after the revised completion date to submit a final reimbursement request for costs incurred up to the completion date. Following the submission of the final request for funds, all remaining NYS Community Development Block Grant (CDBG) funds for this project will be deobligated and reallocated according to New York State's Action Plan.

We share in your goal of successfully completing the project; therefore, we will work with you to closely monitor the progress and provide you with technical assistance as needed.

Please contact Community Developer Savitry.Kola@hcr.ny.gov within the next five days to discuss a schedule to complete your project within the revised timeframe and to formally close out your project.

Sincerely,

Charles Phillion
Program Director
Office of Community Renewal

cc: Nicholas Rusin, Secretary to the Supervisor, Town of Liberty
Mark Blauer, President, Blauer Associates
David Ohman, Engineer, Delaware Engineering, P.C.
Savitry Kola, Community Developer, OCR



Hon. Frank DeMayo., Supervisor
Town of Liberty
120 North Main St.
Liberty, NY 12754

December 19, 2023

Dear Supervisor DeMayo,

I am writing to inform you that the New York State Department of Agriculture and Markets has certified the update to Agricultural District #4. The Town of Liberty contains land located within this district. Enclosed please find the certifying letter from the Commissioner of the Department of Agriculture and Markets, the enabling resolution of the Sullivan County Legislature, the final parcel list and the district map.

If you should have any questions, please do not hesitate to reach out to me at 845-292-6180 x116 or by email at mm2592@cornell.edu

Sincerely,

A handwritten signature in cursive script that reads "Melinda Meddaugh".

Melinda Meddaugh, Staff support for AFLPB
Cornell Cooperative Extension Sullivan County

Cc: Laurie Dutcher, Town Clerk
Town of Liberty Building Department



Agriculture and Markets

KATHY HOCUL
Governor

RICHARD A. BALL
Commissioner

Ann Marie Martin, Clerk
Sullivan County Legislature
Sullivan Co. Government Center
100 North Street, PO Box 5012
Monticello, NY 12701

Dear Ms. Martin,

In accordance with Section 303-a of the Agriculture and Markets Law, the Sullivan County Legislature submitted to me, by Resolution No. 318 of 2023, a district renewal plan with modifications for Sullivan County Consolidated Agricultural District No. 4.

Following review of the plan and its related documentation, I find that the plan is eligible for districting.

In accordance with the statutory procedures for certification of agricultural district review plans and in consultation with the state Advisory Council on Agriculture, I have determined that the District is consistent with state environmental plans, policies and objectives.

In consideration of my review of the plan, I hereby certify that:

- A. The District is eligible for districting.
- B. The District consists predominantly of viable agricultural land.
- C. The plan of the District is feasible.
- D. The District will serve the public interest by assisting in maintaining a viable agricultural industry within the District and the state.

The county is required to complete the next review of Sullivan County Agricultural District No. 4 on or before October 5, 2031.

Signed and Sealed at the Town of Colonie,
County of Albany, NY,
This *4th* day of October, 2023.

Sincerely,

Richard A. Ball
Commissioner

cc: John Gorzynski, Chair, Sullivan County Agriculture and Farmland Protection Board
Freda Eisenberg AICP, Commissioner, Sullivan Co. Planning & Community Dev.
Colleen Monaghan, Executive Director, CCE of Sullivan County
District Manager Sullivan County Soil and Water Conservation District
Susan Hoskins, IRIS



Legislation Details (With Text)

File #: ID-5689 **Version:** 1 **Name:**

Type: Resolution **Status:** Passed

File created: 7/24/2023 **In control:** County Legislature

On agenda: 8/17/2023 **Final action:** 8/17/2023

Enactment date: 8/17/2023 **Enactment #:** 318-23

Title: To approve and adopt the recommended modification of Sullivan County Agricultural District No. 4

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
8/17/2023	1	County Legislature	adopted	Pass
8/3/2023	1	Planning, Real Property and Economic Development Committee	carried at Committee	Pass

Narrative of Resolution:

To approve and adopt the recommended modification of Sullivan County Agricultural District No. 4

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: N/A

Are funds already budgeted? Choose an item.

Specify Compliance with Procurement Procedures:

WHEREAS, Section 303-a of the Agriculture and Markets Law requires the County review of an Agricultural District every eight years after its creation and sets forth the procedures which must be followed in such review; and

WHEREAS, pursuant to Resolution 280-15, the Sullivan County Legislature reviewed and modified Agricultural District No. 4 in 2015; and

WHEREAS, Agricultural District No. 4 must be reviewed by the Sullivan County Legislature in 2023; and

WHEREAS, the Sullivan County Agriculture and Farmland Protection Board and the Sullivan County Division of Planning and Community Development have recommended that Agricultural District No. 4 be modified; and

WHEREAS, the Sullivan County Legislature has reviewed the reports and recommendations of the Agriculture and Farmland Protection Board and the Sullivan County Division of Planning and Community Development; and

WHEREAS, a public hearing was held by the Sullivan County Legislature on June 1, 2023 at 10:15 am for the purpose of reviewing Agricultural District No. 4 and considering the recommendation to modify and to hear all persons interested; and

WHEREAS; upon review of Agricultural District No 4, and based on the survey of landowners, and upon the review and recommendations of the Sullivan County Agricultural and Farmland Protection Board and the Sullivan County Division of Planning and Community Development it is necessary to modify the boundaries of Agricultural District No. 4, such modifications involve the removal of certain parcels of real property being described in Schedule A, attached hereto.

WHEREAS, the necessary procedures for review, as set forth in Article 25-AA of Agriculture and Markets Law, have been completed.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby approve and adopt the recommendations of the Sullivan County Agriculture and Farmland Protection Board and the Sullivan County Division of Planning and Community Development and does hereby modify Agricultural District No. 4 consistent with those recommendations; and

BE IT FURTHER RESOLVED, that the report, so adopted, be forwarded to the Commissioner of the New York State Department of Agriculture and Markets for its review and approval.

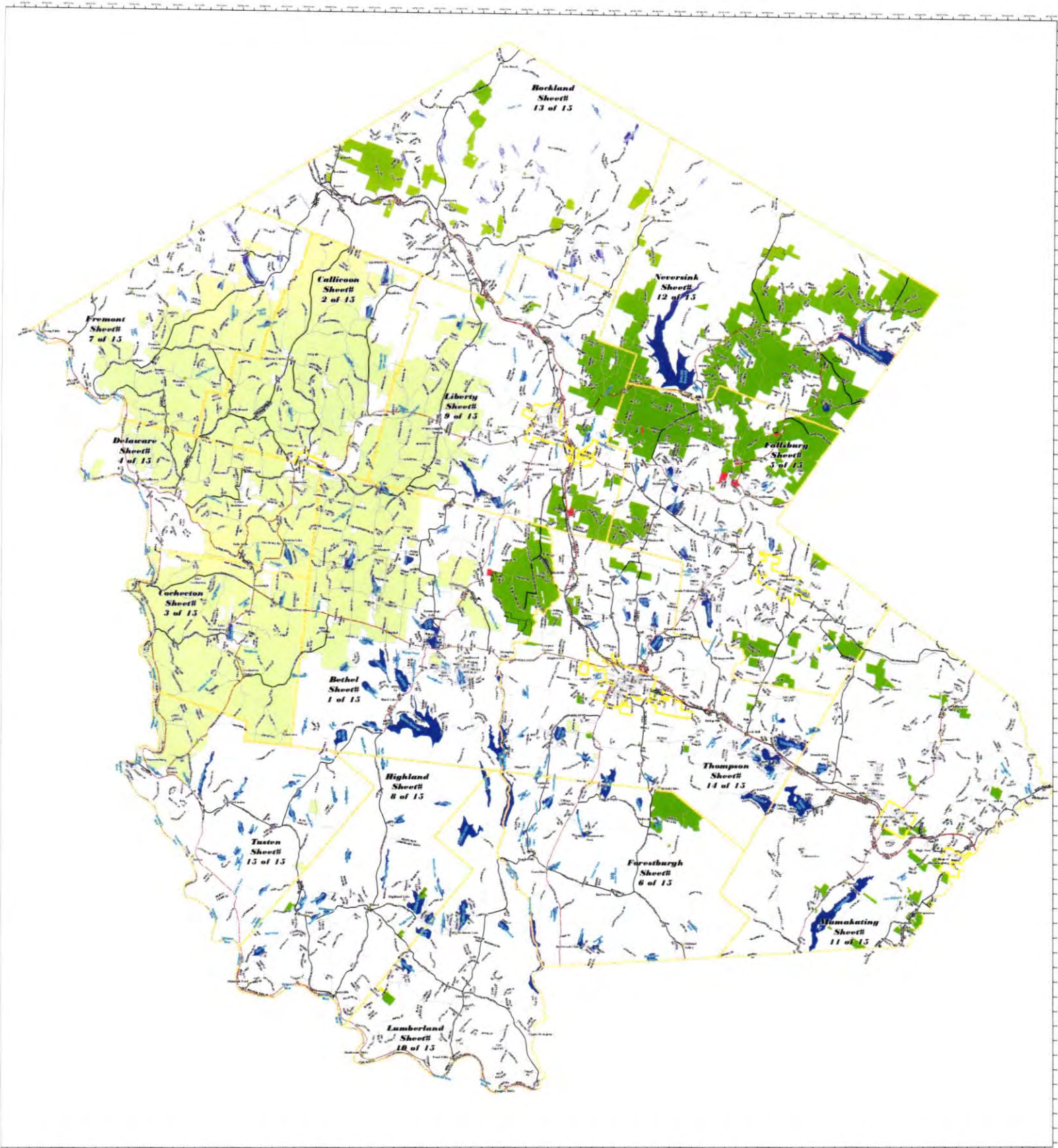
SCHEDULE A

Parcels to be Removed from Agricultural District No. 4:

Town of Bethel	18.-1-26.1
Town of Fallsburg	14.-1-16.41
Town of Fallsburg	32.A-1-53
Town of Fallsburg	8.-1-34.5
Town of Fallsburg	14.-1-1.7
Town of Fallsburg	14.-1-31
Town of Fallsburg	5.-1-20.21
Town of Fallsburg	32.A-1-47
Town of Fallsburg	8.-1-19.7
Town of Fallsburg	33.-1-5
Town of Fallsburg	33.-1-7
Town of Fallsburg	33.-1-8
Town of Fallsburg	33.-1-9
Town of Fallsburg	7.-1-9.33
Town of Liberty	8.-1-33
Town of Liberty	48.-2-4.1
Town of Liberty	48.-2-4.3 now known as 48.-2-4.6
Town of Liberty	48.-2-4.4 now known as 48.-2-4.7
Town of Liberty	48.-2-4.5 now known as 48.-2-4.8
Town of Neversink	25.-1-33.14

Town of Neversink	30.-1-33
Town of Rockland	21.-1-6
Town of Tusten	20.-1-27.3

As portrayed on the Sullivan County Tax Maps on May 18, 2023.



Legend

- Parcels recommended for inclusion into district 4
- Parcels recommended for removal from district 4
- Parcel recommended for transfer from district 1 to district 4
- Towns
- Villages
- Hamlets
- Town & Private Roads
- County Roads
- State/Federal Roads
- Agricultural District 1
- Agricultural District 4
- Water Bodies
- Basemap Data Source Sullivan County, NY GIS database

Sullivan County Real Property Tax Services
 100 Main Street, Monticello, NY 12520
 (845) 867-2321, Fax: (845) 867-2322
 DATUM: NAD 83
 Coordinate Unit: State Plane, New York East Foot
 DATE: 8/1/2023
 Scale: 1:75,000

7.5 minute quadrangles covered by Agricultural District #1 are: NY: Callicoon, Elliptical, Hartwood, Horse, Jeffersonville, Lake Huntington, Liberty West, Livingston Manor, Monticello, Narrowsburg, Roscoe & White Lake PA: Damascus

Agricultural District One lies within the towns of: Bethel, Callicoon, Carleton, Delaware, Fremont, Liberty, Thompson & Tusten.

7.5 minute quadrangles covered by Agricultural District #4 are: NY: Fallsburg, Livingston Manor, Westmoreland, Clayville, Peekamoose Mountain, Liberty West, Liberty East, Grahamsville, Roundout Reservoir, White Lake, Monticello, Woodville, Elmville, Warhorns, Yankee Lake, Hartwood, Highland Lake & Elliptical.

Agricultural District Four lies within the towns of: Rockland, Neversink, Liberty, Fallsburg, Bethel, Thompson, Monticello, Highland, Forestburgh, Lumberland & the Village of Warhorns & Bloomingburg

INDEX MAP FOR 15 SHEETS

Parcels Recommended for Inclusion (Districts 1 & 4) & Removal (District 4 only) to/from the Agricultural District Sullivan County, NY

Town	Swis	SBL	Property Class
LIBERTY	483689	9.-1-24.7	240
LIBERTY	483689	23.-1-113	280
LIBERTY	483689	9.-1-4.1	323
LIBERTY	483689	9.-1-4.2	322
LIBERTY	483689	14.-1-17	322
LIBERTY	483689	9.-1-23.1	112
LIBERTY	483689	23.-1-71.3	240
LIBERTY	483689	23.-1-71.1	322
LIBERTY	483689	46.-1-32.1	111
LIBERTY	483689	46.-1-36	111
LIBERTY	483689	48.-1-15.3	111
LIBERTY	483689	48.-2-9	322
LIBERTY	483689	48.-2-1	240
LIBERTY	483689	48.-2-7.1	240
LIBERTY	483689	48.-2-14.1	312
LIBERTY	483689	48.-2-22.1	240
LIBERTY	483689	5.-1-9	411
LIBERTY	483689	6.-1-1.1	240
LIBERTY	483689	6.-1-1.3	210
LIBERTY	483689	14.-1-3	113
LIBERTY	483689	37.-1-61.1	280
LIBERTY	483689	37.-1-32	111
LIBERTY	483689	13.A-3-2	311
LIBERTY	483689	9.-1-10	210
LIBERTY	483689	9.-1-1	912
LIBERTY	483689	9.-1-3.2	280
LIBERTY	483689	9.-1-3.1	280
LIBERTY	483689	9.-1-18.11	210
LIBERTY	483689	9.-1-18.7	311
LIBERTY	483689	9.-1-18.10	311
LIBERTY	483689	9.-1-18.9	210
LIBERTY	483689	9.-1-18.8	314
LIBERTY	483689	9.-1-17	210
LIBERTY	483689	9.-1-16	314
LIBERTY	483689	9.-1-15	210
LIBERTY	483689	9.-1-7	240

LIBERTY	483689	9.-1-8.2	314
LIBERTY	483689	9.-1-8.1	210
LIBERTY	483689	9.-1-6.3	912
LIBERTY	483689	9.-1-6.1	280
LIBERTY	483689	9.-1-11	240
LIBERTY	483689	13.-1-45.2	210
LIBERTY	483689	13.-1-45.7	210
LIBERTY	483689	13.-1-45.1	322
LIBERTY	483689	13.-1-45.4	210
LIBERTY	483689	9.-1-24.22	311
LIBERTY	483689	9.-1-24.4	311
LIBERTY	483689	9.-1-24.21	314
LIBERTY	483689	9.-1-24.3	270
LIBERTY	483689	9.-1-24.1	314
LIBERTY	483689	9.-1-13.6	270
LIBERTY	483689	9.-1-13.1	210
LIBERTY	483689	9.-1-22	270
LIBERTY	483689	9.-1-20	240
LIBERTY	483689	9.-1-12.2	270
LIBERTY	483689	9.-1-21.1	240
LIBERTY	483689	9.-1-21.2	210
LIBERTY	483689	14.-1-19.2	912
LIBERTY	483689	14.-1-23.5	311
LIBERTY	483689	14.-1-23.4	311
LIBERTY	483689	14.-1-23.3	311
LIBERTY	483689	14.-1-23.2	210
LIBERTY	483689	14.-1-24	240
LIBERTY	483689	14.-1-23.1	210
LIBERTY	483689	14.-1-21.8	210
LIBERTY	483689	14.-1-21.7	311
LIBERTY	483689	14.-1-21.6	210
LIBERTY	483689	14.-1-27	210
LIBERTY	483689	14.-1-26	210
LIBERTY	483689	14.-1-8.1	210
LIBERTY	483689	14.-1-8.2	210
LIBERTY	483689	14.-1-7.2	210
LIBERTY	483689	14.-1-7.3	311

LIBERTY	483689	14.-1-7.1	311
LIBERTY	483689	14.-1-7.4	311
LIBERTY	483689	14.-1-7.8	311
LIBERTY	483689	14.-1-7.5	210
LIBERTY	483689	14.-1-7.6	210
LIBERTY	483689	14.-1-7.7	210
LIBERTY	483689	14.-1-9	311
LIBERTY	483689	14.-1-7.16	210
LIBERTY	483689	14.-1-7.13	210
LIBERTY	483689	14.-1-7.12	210
LIBERTY	483689	14.-1-7.11	210
LIBERTY	483689	14.-1-7.10	210
LIBERTY	483689	14.-1-6.3	311
LIBERTY	483689	14.-1-2.8	270
LIBERTY	483689	14.-1-2.7	311
LIBERTY	483689	14.-1-2.6	270
LIBERTY	483689	14.-1-2.5	210
LIBERTY	483689	14.-1-2.4	210
LIBERTY	483689	14.-1-2.3	270
LIBERTY	483689	14.-1-2.2	270
LIBERTY	483689	14.-1-2.1	210
LIBERTY	483689	14.-1-1.9	210
LIBERTY	483689	14.-1-1.7	210
LIBERTY	483689	14.-1-1.6	311
LIBERTY	483689	14.-1-1.4	210
LIBERTY	483689	14.-1-1.8	210
LIBERTY	483689	14.-1-21.3	912
LIBERTY	483689	14.-1-21.10	210
LIBERTY	483689	14.-1-21.2	280
LIBERTY	483689	14.-1-22	210
LIBERTY	483689	14.-1-23.8	311
LIBERTY	483689	14.-1-23.7	210
LIBERTY	483689	14.-1-23.6	311
LIBERTY	483689	13.-1-45.8	210
LIBERTY	483689	13.-1-47.5	210
LIBERTY	483689	13.-1-47.4	311
LIBERTY	483689	13.-1-47.3	210

LIBERTY	483689	13.-1-47.1	270
LIBERTY	483689	13.-1-47.2	311
LIBERTY	483689	9.-1-13.2	210
LIBERTY	483689	9.-1-13.4	210
LIBERTY	483689	9.-1-18.14	270
LIBERTY	483689	9.-1-18.3	210
LIBERTY	483689	9.-1-18.13	311
LIBERTY	483689	9.-1-18.12	210
LIBERTY	483689	9.-1-2	311
LIBERTY	483689	9.-1-18.5	240
LIBERTY	483689	9.-1-18.6	314
LIBERTY	483689	9.-1-19.57	260
LIBERTY	483689	9.-1-18.1	210
LIBERTY	483689	9.-1-14	210
LIBERTY	483689	9.-1-19.1	210
LIBERTY	483689	9.-1-19.53	210
LIBERTY	483689	9.-1-19.58	210
LIBERTY	483689	9.-1-19.52	314
LIBERTY	483689	9.-1-19.3	322
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LIBERTY	483689	9.-1-24.6	311
LIBERTY	483689	9.-1-24.9	210
LIBERTY	483689	13.-1-41.2	210
LIBERTY	483689	13.-1-40	322
LIBERTY	483689	13.-1-42	281
LIBERTY	483689	13.-1-44.2	210
LIBERTY	483689	13.-1-44.1	314
LIBERTY	483689	14.-1-25	240
LIBERTY	483689	14.-1-10	311
LIBERTY	483689	14.-1-11	449
LIBERTY	483689	14.-1-12	210
LIBERTY	483689	14.-1-7.18	311
LIBERTY	483689	14.-1-7.15	210

LIBERTY	483689	14.-1-7.17	210
LIBERTY	483689	14.-1-6.4	210
LIBERTY	483689	14.-1-7.9	312
LIBERTY	483689	14.-1-19.1	210
LIBERTY	483689	14.-1-6.1	322
LIBERTY	483689	14.-1-6.2	210
LIBERTY	483689	14.-1-6.10	311
LIBERTY	483689	14.-1-6.5	312
LIBERTY	483689	14.-1-6.15	210
LIBERTY	483689	14.-1-6.11	311
LIBERTY	483689	14.-1-6.13	311
LIBERTY	483689	14.-1-6.6	210
LIBERTY	483689	14.-1-5	210
LIBERTY	483689	14.-1-6.12	210
LIBERTY	483689	14.-1-6.7	311
LIBERTY	483689	14.-1-6.14	210
LIBERTY	483689	14.-1-14.1	210
LIBERTY	483689	14.-1-16.2	210
LIBERTY	483689	14.-1-15	311
LIBERTY	483689	14.-1-14.9	311
LIBERTY	483689	14.-1-2.9	210
LIBERTY	483689	14.-1-1.2	311
LIBERTY	483689	14.-1-1.3	210
LIBERTY	483689	14.-1-1.1	210
LIBERTY	483689	23.-1-36.2	210
LIBERTY	483689	23.-1-35.2	210
LIBERTY	483689	23.-1-34	210
LIBERTY	483689	23.-1-72	210
LIBERTY	483689	23.-1-73	210
LIBERTY	483689	23.-1-32.2	210
LIBERTY	483689	23.-1-74	210
LIBERTY	483689	23.-1-121.5	322
LIBERTY	483689	23.-1-121.2	210
LIBERTY	483689	23.-1-120	220
LIBERTY	483689	23.-1-121.3	210
LIBERTY	483689	23.-1-115	210
LIBERTY	483689	29.-1-11.1	240

LIBERTY	483689	37.-1-35.1	322
LIBERTY	483689	37.-1-45	280
LIBERTY	483689	37.-1-46	271
LIBERTY	483689	37.-1-47	210
LIBERTY	483689	37.-1-48	210
LIBERTY	483689	37.-1-49.8	210
LIBERTY	483689	37.-1-49.11	210
LIBERTY	483689	37.-1-49.9	314
LIBERTY	483689	37.-1-49.10	210
LIBERTY	483689	37.-1-49.13	210
LIBERTY	483689	37.-1-49.12	210
LIBERTY	483689	37.-1-62.5	322
LIBERTY	483689	37.-1-62.4	270
LIBERTY	483689	37.-1-62.3	210
LIBERTY	483689	37.-1-62.1	210
LIBERTY	483689	37.-1-6.3	270
LIBERTY	483689	37.-1-50	311
LIBERTY	483689	37.-1-49.15	210
LIBERTY	483689	37.-1-49.14	210
LIBERTY	483689	37.-1-49.16	270
LIBERTY	483689	37.-1-49.7	210
LIBERTY	483689	37.-1-49.6	270
LIBERTY	483689	37.-1-49.5	314
LIBERTY	483689	37.-1-49.4	311
LIBERTY	483689	37.-1-49.3	210
LIBERTY	483689	37.-1-49.2	312
LIBERTY	483689	37.-1-49.1	210
LIBERTY	483689	5.-1-36.2	330
LIBERTY	483689	37.-1-51	314
LIBERTY	483689	37.-1-52.1	210
LIBERTY	483689	37.-1-53.2	311
LIBERTY	483689	37.-1-53.3	210
LIBERTY	483689	37.-1-6.9	210
LIBERTY	483689	37.-1-6.8	312
LIBERTY	483689	37.-1-6.7	322
LIBERTY	483689	37.-1-6.1	322
LIBERTY	483689	37.-1-6.4	240

LIBERTY	483689	37.-1-6.5	220
LIBERTY	483689	37.-1-6.10	311
LIBERTY	483689	37.-1-7.7	270
LIBERTY	483689	37.-1-6.6	240
LIBERTY	483689	41.-1-19.3	240
LIBERTY	483689	41.-1-26	210
LIBERTY	483689	41.-1-25.1	330
LIBERTY	483689	41.-1-25.2	210
LIBERTY	483689	41.-1-36	311
LIBERTY	483689	41.-1-17.1	312
LIBERTY	483689	41.-1-18.1	314
LIBERTY	483689	46.-1-30.10	210
LIBERTY	483689	46.-1-56.8	311
LIBERTY	483689	46.-1-56.9	314
LIBERTY	483689	46.-1-38	260
LIBERTY	483689	41.-1-31	312
LIBERTY	483689	41.-1-19.2	210
LIBERTY	483689	41.-1-27	322
LIBERTY	483689	46.-1-35	210
LIBERTY	483689	46.-1-33	311
LIBERTY	483689	46.-1-34	210
LIBERTY	483689	48.-1-1.2	210
LIBERTY	483689	48.-1-2.2	311
LIBERTY	483689	48.-1-2.1	314
LIBERTY	483689	48.-1-4	210
LIBERTY	483689	48.-1-5.1	311
LIBERTY	483689	48.-1-5.3	449
LIBERTY	483689	48.-1-7.4	312
LIBERTY	483689	48.-1-6	210
LIBERTY	483689	48.-1-7.5	311
LIBERTY	483689	48.-1-7.3	210
LIBERTY	483689	48.-1-9	210
LIBERTY	483689	48.-1-7.2	210
LIBERTY	483689	48.-1-10	314
LIBERTY	483689	48.-1-13	220
LIBERTY	483689	48.-2-12	210
LIBERTY	483689	48.-2-22.5	210

LIBERTY	483689	48.-2-23.2	210
LIBERTY	483689	48.-2-22.6	270
LIBERTY	483689	48.-2-22.7	270
LIBERTY	483689	48.-2-23.4	311
LIBERTY	483689	48.-2-22.8	210
LIBERTY	483689	48.-2-22.11	210
LIBERTY	483689	48.-2-10	322
LIBERTY	483689	48.-2-22.4	210
LIBERTY	483689	48.-2-22.3	270
LIBERTY	483689	48.-2-22.2	210
LIBERTY	483689	48.-2-23.3	210
LIBERTY	483689	48.-2-24.1	210
LIBERTY	483689	48.-2-28	210
LIBERTY	483689	48.-2-21.1	270
LIBERTY	483689	48.-2-25	240
LIBERTY	483689	48.-2-26.2	314
LIBERTY	483689	48.-2-26.1	210
LIBERTY	483689	48.-2-13	314
LIBERTY	483689	48.-2-27	210
LIBERTY	483689	48.-2-21.2	210
LIBERTY	483689	48.-1-18	314
LIBERTY	483689	48.-1-15.2	449
LIBERTY	483689	48.-1-19	210
LIBERTY	483689	48.-1-29.1	483
LIBERTY	483689	48.-2-7.2	312
LIBERTY	483689	48.-2-7.3	210
LIBERTY	483689	48.-2-7.4	311
LIBERTY	483689	48.-2-6	417
LIBERTY	483689	48.-2-14.3	311
LIBERTY	483689	48.-2-14.2	210
LIBERTY	483689	8.-1-8.1	322
LIBERTY	483689	8.-1-8.2	240
LIBERTY	483689	8.-1-8.3	322
LIBERTY	483689	8.-1-20.2	270
LIBERTY	483689	8.-1-8.4	240
LIBERTY	483689	8.-1-8.5	311
LIBERTY	483689	8.-1-8.6	322

LIBERTY	483689	8.-1-8.7	210
LIBERTY	483689	8.-1-8.8	311
LIBERTY	483689	8.-1-8.16	260
LIBERTY	483689	8.-1-8.15	322
LIBERTY	483689	8.-1-8.14	322
LIBERTY	483689	8.-1-8.12	240
LIBERTY	483689	8.-1-8.10	240
LIBERTY	483689	8.-1-8.9	322
LIBERTY	483689	8.-1-29.8	322
LIBERTY	483689	8.-1-29.7	270
LIBERTY	483689	8.-1-29.6	210
LIBERTY	483689	8.-1-28.7	311
LIBERTY	483689	8.-1-28.4	311
LIBERTY	483689	8.-1-27	270
LIBERTY	483689	8.-1-24	311
LIBERTY	483689	8.-1-29.9	270
LIBERTY	483689	8.-1-29.10	311
LIBERTY	483689	8.-1-29.11	210
LIBERTY	483689	8.-1-28.8	311
LIBERTY	483689	8.-1-8.13	311
LIBERTY	483689	8.-1-29.4	311
LIBERTY	483689	8.-1-29.19	210
LIBERTY	483689	8.-1-29.13	311
LIBERTY	483689	8.-1-29.21	311
LIBERTY	483689	8.-1-29.15	210
LIBERTY	483689	8.-1-29.12	210
LIBERTY	483689	8.-1-29.20	210
LIBERTY	483689	8.-1-29.18	270
LIBERTY	483689	8.-1-29.3	210
LIBERTY	483689	8.-1-29.22	210
LIBERTY	483689	8.-1-28.1	311
LIBERTY	483689	8.-1-29.1	311
LIBERTY	483689	8.-1-28.6	311
LIBERTY	483689	8.-1-28.5	311
LIBERTY	483689	8.-1-28.2	210
LIBERTY	483689	8.-1-28.9	210
LIBERTY	483689	13.-1-39	694

LIBERTY	483689	48.-2-30	280
LIBERTY	483689	48.-2-29	322
LIBERTY	483689	48.-2-24.2	210
LIBERTY	483689	14.-1-20	311
LIBERTY	483689	9.-1-13.5	314
LIBERTY	483689	13.-1-29.1	322
LIBERTY	483689	9.-1-5	912
LIBERTY	483689	6.-1-49.1	240
LIBERTY	483689	5.-1-36.1	312
LIBERTY	483689	14.-1-7.20	311
LIBERTY	483689	14.-1-7.19	312
LIBERTY	483689	14.-1-7.14	311
LIBERTY	483689	6.-1-49.3	311
LIBERTY	483689	9.-1-6.2	240
LIBERTY	483689	9.-1-9.1	240
LIBERTY	483689	13.-1-45.12	210
LIBERTY	483689	13.-1-45.3	311
LIBERTY	483689	9.-1-18.20	210
LIBERTY	483689	9.-1-18.16	311
LIBERTY	483689	9.-1-18.4	322
LIBERTY	483689	9.-1-24.10	210
LIBERTY	483689	13.-1-45.10	311
LIBERTY	483689	13.-1-45.6	322
LIBERTY	483689	13.-1-45.9	311
LIBERTY	483689	14.-1-28.1	311
LIBERTY	483689	14.-1-28.2	322
LIBERTY	483689	14.-1-21.13	210
LIBERTY	483689	14.-1-21.11	210
LIBERTY	483689	14.-1-1.5	210
LIBERTY	483689	14.-1-1.10	210
LIBERTY	483689	37.-1-53.1	240
LIBERTY	483689	37.-1-53.4	449
LIBERTY	483689	37.-1-61.7	270
LIBERTY	483689	37.-1-61.8	210
LIBERTY	483689	48.-2-22.12	210
LIBERTY	483689	48.-2-22.10	311
LIBERTY	483689	8.-1-29.14	210

LIBERTY	483689	8.-1-28.12	311
LIBERTY	483689	14.-1-14.8	311
LIBERTY	483689	14.-1-14.7	210
LIBERTY	483689	14.-1-14.3	311
LIBERTY	483689	14.-1-14.6	311
LIBERTY	483689	14.-1-14.5	322
LIBERTY	483689	14.-1-14.4	311
LIBERTY	483689	8.-1-29.2	311
LIBERTY	483689	8.-1-28.3	311
LIBERTY	483689	8.-1-28.13	311
LIBERTY	483689	8.-1-28.11	210
LIBERTY	483689	13.-1-45.11	311
LIBERTY	483689	13.-1-45.13	311
LIBERTY	483689	37.-1-35.2	210
LIBERTY	483689	14.-1-18.1	581
LIBERTY	483689	8.-1-33	692
LIBERTY	483689	37.-1-68.13	322
LIBERTY	483689	8.-1-30	260
LIBERTY	483689	23.-1-121.7	314
LIBERTY	483689	37.-1-68.10	210
LIBERTY	483689	23.-1-32.1	314
LIBERTY	483689	48.-2-23.1	210
LIBERTY	483689	48.-2-4.3	311
LIBERTY	483689	48.-2-4.4	312
LIBERTY	483689	48.-2-4.5	314
LIBERTY	483689	23.-1-121.1	312
LIBERTY	483689	37.-1-35.3	312
LIBERTY	483689	37.-1-34	240
LIBERTY	483689	37.-1-68.12	240
LIBERTY	483689	48.-1-1.1	322
LIBERTY	483689	48.-2-4.1	210
LIBERTY	483689	41.-1-35.2	449
LIBERTY	483689	46.-1-54.2	322

2023 Building Department Monthly Report

	January	February	March	April	May	June	July	August	September	October	November	December	Total
Permits Issued	12	19	19	18	26	19	24	27	31	34	20	9	249
Permits Completed / Closed	19	34	7	27	19	18	11	18	6	10	7	10	176
Fire Inspections Performed	0	0	3	17	9	13	4	0	0	0	0	0	46
Complaints Open	5	18	8	43	20	22	14	19	12	8	14	13	183
Complaints Complied / Closed	4	2	3	1	8	5	6	17	11	29	17	5	103
Appearance Tickets issued	0	0	0	0	0	2	0	0	0	0	0	0	2
Planning Board Applications	3	7	0	2	4	3	1	4	6	3	2	4	35
Planning Board Approvals	4	0	8	1	2	3	1	1	3	3	3	2	29
Zoning Board Applications	0	0	0	0	0	2	0	0	0	0	0	0	2
Zoning Board Approvals	0	0	1	0	0	0	1	0	0	0	0	0	2
Municipal Searches	17	13	7	45	22	14	16	17	15	15	13	6	194

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

DATE: December 31, 2023
TO: Supervisor DeMayo and Town Board Members
FROM: Cheryl Gerow
RE: December Monthly Report

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

1. Notified Employees of Health Insurance deductions for 2024
2. Processed Health Insurance Buyout, Longevity and four regular payrolls
3. Met with Cooper and Arias and supplied various information to begin 2023 audit
4. Began year-end preparation
5. Prepped for beginning of year procedures
6. Submitted payment request to EFC for Swan Lake Sewer in the amount of \$36,541.70. Total requested and received to date is \$425,703.94
7. Began compiling information for form 1095C
8. Submitted various insurance claims
9. All other daily duties and responsibilities

| Account# | Account Description        | Fee Description           | Qty               | Local Share                         |                    |
|----------|----------------------------|---------------------------|-------------------|-------------------------------------|--------------------|
| A1255    |                            | Conservation              | 1                 | 1.21                                |                    |
|          |                            | Marriage License          | 4                 | 70.00                               |                    |
|          |                            | Permits                   | 14                | 1,350.00                            |                    |
|          |                            |                           | 11                | 1,100.00                            |                    |
|          |                            | TOWN CLERK                | 20                | 500.00                              |                    |
|          |                            |                           | 2                 | 20.00                               |                    |
|          |                            |                           | <b>Sub-Total:</b> | <b>\$3,041.21</b>                   |                    |
| A1620.4  | Central Printing & Mailing | Photo Copies              | 6                 | 1.50                                |                    |
|          |                            |                           |                   |                                     |                    |
| A2544    | Dog Licensing              | Female, Spayed            | 5                 | 45.00                               |                    |
|          |                            | Male, Neutered            | 5                 | 45.00                               |                    |
|          |                            | Male, Unneutered          | 1                 | 12.50                               |                    |
|          |                            | SENIOR                    | 3                 | -15.00                              |                    |
|          |                            |                           |                   |                                     | <b>Sub-Total:</b>  |
| A2545    | Dog                        | Redeemed Dog              | 3                 | 225.00                              |                    |
|          |                            |                           |                   |                                     |                    |
| A3510.4  | Dog                        | Reimbursement Of Expenses | 1                 | 25.00                               |                    |
|          |                            |                           |                   |                                     |                    |
| B2115    | Building Fees              | Lot Improvements          | 3                 | 850.00                              |                    |
|          |                            | Special Use               | 4                 | 1,200.00                            |                    |
|          |                            |                           |                   |                                     | <b>Sub-Total:</b>  |
| B2770    | Building Fees              | Building Permit           | 6                 | 18,564.00                           |                    |
|          |                            | Municipal Search          | 6                 | 600.00                              |                    |
|          |                            |                           |                   |                                     | <b>Sub-Total:</b>  |
|          |                            |                           |                   | <b>Total Local Shares Remitted:</b> | <b>\$24,594.21</b> |

|                                                  |                                           |                                  |                 |
|--------------------------------------------------|-------------------------------------------|----------------------------------|-----------------|
| Amount paid to:                                  | Ny State Dept. Of Health                  | 90.00                            |                 |
| Amount paid to:                                  | NYS Ag. & Markets for spay/neuter program | 13.00                            |                 |
| Amount paid to:                                  | NYS Environmental Conservation            | 20.79                            |                 |
| <b>Total State, County &amp; Local Revenues:</b> | <b>\$24,718.00</b>                        | <b>Total Non-Local Revenues:</b> | <b>\$123.79</b> |

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  |



**Town of Liberty, NY  
January 3, 2024 Town Board Meeting  
Update on Projects**

**1. CDBG Grant Project Phase 10 – White Sulphur Springs Boyd Road and Well Screens**

- **Actions for the Board to consider at today's meeting:**
  - No resolutions required
  - Review construction status and remaining work for the original project (Tweedie)
  - Review plan forward and schedule to complete additional paving on Boyd Road
    - Review the Town's project completion date extension to NYSOCR
    - Review the plan forward and schedule
    - Review cost summary and projections/planned expenditures
- **Actions for Board to consider at the next January 2024 meeting**
  - Review and consider approval & execution of DEDPC's Engineering Service Agreement Amendment for additional Engineering services associated with unplanned/additional restoration work for Boyd Road
- Project was identified for award of a grant of \$787,700; the Town agreed to fund grant administration (Blauer Associates) at \$45,000 to facilitate project readiness and score more points on the application
- Work includes replacement of approximately 1,650 lineal feet of 6" waterline from the connection on Warden Lane to the end of the line on Boyd Road. Horizontal directional drilling (HDD) will be used to install 6" HDPE lines under Route 52 (required by NYSDOT) and under the stream/wetlands on Boyd Road. The remaining piping will be ductile iron. New valves and hydrants and services to the shutoff box will be provided. Also includes work to replacing Shore Road Well 1 screen.
- **Mark Bauer continues to work through NYSOCR items**
- NYSDOH design review is complete. Final approval was received on 6/14/23.
- NYSDEC permit for boring under wetland area received on 7/7/23
- **Construction Status and Remaining Work for the Original Project (Tweedie Construction)**
  - Contract was awarded at the April 17, 2023 meeting and execution copies of the construction contract have been prepared and distributed to the contractor and the Town
  - NYSDOT Work Permit has been obtained by the contractor
  - A pre-construction meeting was held on June 14, 2023
  - **Work started in mid-September and all contract work (for the original project, Tweedie)**
  - **New waterline was put into operation on November 20, 2023, with approval by NYSDOH (Middletown District Office).**
  - Original contract work was complete on **December 1, 2023**, except for punchlist work.
  - **Punchlist and remaining work (as of 12/21/23)**
    - Complete disinfection testing for Well 1 – **Complete**
    - Site restoration along the route of the water main installation – **Spring 2024**
    - As-Built – **Pending**
    - Boyd Road restoration of existing roadway surface – **Complete**
  - **Boyd Road restoration**
    - **Roadway additional patching work completed on December 1, 2023**
    - \$15,000 in additional NYS OCR funds was approved on November 22, 2023 for partial roadway patching. (See Change Order 1 below).
    - During watermain installation work, the existing surface of Boyd Road was damaged by heavy equipment. Prior to construction, the roadway was in fair condition with a paved surface and some ruts and cracks. The site conditions for the last 1,100 feet of roadway include high groundwater and poorly drained soils. These conditions, coupled with heavy equipment impacts have degraded

**DELAWARE ENGINEERING, D.P.C.**

this area.

- A site meeting with Tweedie Construction, the Town Highway Department, Town Board Member Lennon, and Delaware Engineering was held on November 27 to discuss restoration of existing roadway surface
- At this meeting, it was decided that Tweedie Construction would clean off the roadway surface on 11/30/23 and another site meeting with the Town Highway Dept would be held on 11/30 or 12/1 to decide how best Tweedie can spend the \$15,000 to provide some repairs to damaged sections to best get through the winter.
- On-site meeting held on 12/1/23 and all agreed to patch several areas with hot mix asphalt paving to get through the winter. Hot mix paving patch work complete on 12/1/23.
- See Additional Paving on Boyd Road (plan forward and schedule), below
- The contract completion date was December 1, 2023. (Per Mark Blauer, the deadline for eligible work is January 5, 2024 and the deadline to submit final drawdown requests is February 5, 2024). **An OCR extension was granted until June 28, 2024 – see below – so Tweedie final work and final payment requests can be completed and submitted in May 2024.**

**Change Order No. 1 – Final Over/Under including \$15,000 for Boyd Road patching**

- At the December 4, 2023 meeting the Town agreed to proceed with this change, and the Town Board resolved to authorize the Town Supervisor to execute Change Order No. 1 in the total amount of \$12,207.00, which will increase the cost of the contract to \$403,369.00 (\$391,162.00 plus \$12,207.00).
- The contractor returned the fully executed change order on 12/18/23
- No additional approvals required (i.e., OCR)
- This change order is to address quantity adjustments, for items that were changed during the course of the work, and unforeseen items noted during construction. Additionally, a \$15,000 cost increase (pre-approved by OCR) for additional road restoration work is included in this change order.
  - A cost adjustment for actual lengths of pipe installed (based on unit prices from the bid) results in a net **decrease** in contract price of \$11,068.00.
  - Tweedie Construction Services, Inc. has provided a cost of \$5,500.00 for two reinforced concrete anchor blocks which were installed at both ends of the HDPE watermain to prevent movement due to thermal expansion or contraction.
  - Tweedie Construction Services, Inc. has provided a cost of \$2,775 for one hydrant extension which was installed on a new hydrant at a point where the new watermain was deeper than anticipated.
- This change order increased the final project cost by a net amount of \$12,207.00, for a new final contract cost of \$403,369.00. The revised cost to finish the project, including retainage, will be \$274,026.68.
- Adequate funds are available to address the additional \$12,207.00 in the existing project contingency. That is, \$183,381 dollars remain in uncommitted funds after this change order.

**Substantial Completion**

- Contract work was substantially completed (as of 11/29/23), except for the following punch list items (as of 12/20/23):

- Boyd Road restoration - \$15,000 – **Complete**
- Final site restoration - \$12,892 – **Spring 2024**
- Demobilization - \$6,000 – **Pending final site restoration**
- Successfully Complete the Well 1 Disinfection testing - \$5,000 – **Complete**
- As-builts - \$1,000 – **Pending**
  - Total Punch-list Value = \$39,892 (amount to be withheld)

**Project Completion (Substantial):**

- At the December 4, 2023 meeting the Town Board resolved to authorize the Town Supervisor to endorse the Certificate of Substantial Completion form for this contract with a date of Substantial Completion of December 1, 2023 and a final contract amount of

## DELAWARE ENGINEERING, D.P.C.

\$403,369, including the Punch-list with a total amount of \$39,892. Punch-list amounts to be withheld until all punch-list work has been complete.

- Delaware forwarded the Certificate to the contractor for execution and request project closeout paperwork (i.e., affidavit of release of liens for subcontractors and equipment suppliers, provide maintenance bond, etc.)
- Once all is received from the contractor, we will assemble the project closeout package, and provide it to the Town, with a copy to the contractor.
- **Contractor Payment Request No. 2**
  - At the November 6, 2023 meeting the Town resolved to authorize the Town Finance Department to proceed to process Payment Application No. 2, to General Contract No. TL1-G-22 for Tweedie Construction Services, Inc., for the period ending September 18, 2023, in the amount of \$124,592.32, as requested by the contractor.
- **Contractor Payment Request No. 3**
  - At the December 18, 2023 meeting, the Town resolved to authorize the Town Finance Department to proceed to process Payment Application No. 3, for General Contract No. TL1-G-22 to Tweedie Construction Services, Inc., for the period ending December 1, 2023, in the amount of \$219,564.18, as requested by the contractor.
- **Contractor Final Payment Request**
  - Can be submitted in May 2024 following completion of punchlist work

### • **Additional Paving on Boyd Road**

- On December 1, 2023 Mark Blauer and Delaware reached out to NYS OCR to discuss the possibility of OCR allowing use of some of the remaining uncommitted funds to perform roadway "reconstruction".
- NYSOCR responded that they had no objection to the Town proceeding as proposed, with the following conditions:
  1. The Town needs to submit a request for extension through June 28, 2024
    1. The OCR will be unable to consider any further requests for extension beyond that date
    2. The request needs to include a schedule for bidding/contracting the additional work
  2. Prior to proceeding with a new/revised ERR/RROF
    1. Review the original ERR/RROF to determine if this can be addressed through a Part 58.47 re-evaluation
- On December 8, 2023 the Town submitted a formal request to NYSOCR, including cost estimate and anticipated project schedule, Schedule Bar Chart and Email Correspondence between Blauer Associates and OCR regarding project extension. See attached.
  - Based on the cost estimate provided with the extension request, the estimated cost for this work is \$182,225
  - With the Town Highway Department willing to contribute up to \$20,000 toward the road reconstruction/paving work
- **On December 14, 2023 NYSOCR sent the Town a letter approving the request for a contract time extension for the above project. See attached.**
  - *The NYS Office of Community Renewal (OCR) is in receipt of the Town of Liberty's letter requesting an extension beyond the project completion deadline of January 5, 2024.*

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- *Based on OCR's review and careful consideration the Town of Liberty's request for an extension has been granted, and your revised project completion date is June 28, 2024.*
- This work, and other related expenses (additional engineering, not included in the cost estimate) are anticipated to be covered by the grant
- It is Mark Blauer's opinion that extension approval was not an approval to spend a discrete amount of money. Instead, it was strictly an approval for extra time. In his view there is no limit on spending up to the balance available in the grant provided the spending is done within the extended contract period.
- With the Town Highway Department willing to contribute up to \$20,000 toward the road reconstruction/paving work
- The anticipated project schedule is as follows:

| <u>Task:</u>                                            | <u>Schedule:</u>            |
|---------------------------------------------------------|-----------------------------|
| Second Public Hearing for Project:                      | December 4, 2023- complete  |
| Town Considers Extension Request and OCR Terms:         | December 4, 2023 - complete |
| Extension Request Submitted to OCR:                     | December 8, 2023 - complete |
| ERR/RROF Review and Revision/Re-evaluation:             | December 2023 - underway    |
| Bid Document Preparation:                               | January – February 2024     |
| Project Put Out to Bid and Bid Advertisement Published: | February – March 2024       |
| Bid Opening:                                            | March 2024                  |
| Bid Review and Award:                                   | March – April 2024          |
| Pre-Construction Meeting:                               | April 2024                  |
| Construction Contract Document & Submittal Review:      | April 2024                  |
| Construction:                                           | April 2024 – June 2024      |
| Town to Review and Consider Final Pay Request:          | On or Before June 17, 2024  |
| Construction Contract Close-out:                        | On or Before June 28, 2024  |

- This schedule is an estimate and the actual schedule may differ slightly as the project proceeds. However, we are confident this project will be brought to completion by the **June 28, 2024** deadline.

**DELAWARE ENGINEERING, D.P.C.**

**Project Cost Summary**

- **Overview/Quick Summary**
- Awarded Bid total = \$391,162
- Final Total of Contract TL1-G-22, Including All Changes = \$403,369
- Construction budget (2021 estimate) = \$587,200 (not including contingency)
- Pending Boyd Road Reconstruction/Paving, there remains \$234,831 (\$183,831 Remaining Construction Funds + \$51,000 in contingency) in grant dollars presently uncommitted.
- Planned expenditures associated with additional Boyd Road work

| Item                                                                                                         | Estimated Cost  |                             |                                            |
|--------------------------------------------------------------------------------------------------------------|-----------------|-----------------------------|--------------------------------------------|
| Reconstruction of +/- 1,100 lineal feet of Boyd Road                                                         | \$182,225       | Per 12/2023 estimate to OCR | To be bid out                              |
| Additional Engineering work for design, bidding and construction phase services for Boyd Road reconstruction | \$30,000        |                             | Pending Amendment 1 to Delaware's contract |
| Sum of Items                                                                                                 | \$212,225       |                             |                                            |
| Remaining Budget                                                                                             | \$234,831       |                             |                                            |
| <b>Net remaining after planned expenditures</b>                                                              | <b>\$22,606</b> |                             |                                            |
|                                                                                                              |                 |                             |                                            |

- About \$22,000 remains in contingency after planned expenditures associated with reconstruction of about 1100 lineal feet of Boyd Road



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o More detailed cost summary:

| Item No.:   | Item Description:                                               | Estimated cost/budget (Feb 2021 Engineering Report for the CFA application) | As bid April 2023 with Bid Alternate Price – no changes | Contract Costs to-date (as of 12-27-23) with all changes | Budget minus bid - minus changes as of 12-27-23 |
|-------------|-----------------------------------------------------------------|-----------------------------------------------------------------------------|---------------------------------------------------------|----------------------------------------------------------|-------------------------------------------------|
| 1           | Construction – General                                          | \$587,200                                                                   | \$391,162                                               | \$391,162                                                | \$196,038                                       |
| 2           | Construction – (no others)                                      |                                                                             |                                                         |                                                          |                                                 |
| 3           | Construction – Subtotal Bid                                     | \$587,200                                                                   | \$391,162                                               | \$391,162                                                | \$196,038                                       |
| 4           | Change Order No. 1 (Final Over/ Under):                         |                                                                             |                                                         |                                                          |                                                 |
|             | Quantity Adjustment (net)                                       |                                                                             | \$0                                                     | (\$11,068)                                               |                                                 |
|             | Concrete Anchor Blocks                                          |                                                                             | \$0                                                     | \$ 5,500                                                 |                                                 |
|             | Hydrant Extension                                               |                                                                             | \$0                                                     | \$ 2,775                                                 |                                                 |
|             | Add'l Funds for Road Restoration                                |                                                                             | \$0                                                     | \$15,000                                                 |                                                 |
|             | Change Order No. 1 Total (net) =                                |                                                                             | \$0                                                     | \$12,207                                                 | (\$12,207)                                      |
| 5           | Boyd Road Reconstruction (Estimated – to be bid)                |                                                                             |                                                         | \$182,225                                                | (\$182,225)                                     |
|             | Anticipated Town Contribution (up to not to exceed \$20,000)    |                                                                             |                                                         |                                                          | Not deducted from total                         |
| 6=3+4+5     | SUBTOTAL - Construction                                         | \$587,200                                                                   | \$391,162                                               | \$585,594                                                | \$ 1,606                                        |
|             | Other Costs:                                                    |                                                                             |                                                         |                                                          |                                                 |
| 7A          | -Delaware Engineering                                           | \$149,500                                                                   | \$149,500                                               | \$149,500                                                |                                                 |
| 7B          | - Amendment 1 Add'l Boyd Road Reconstruction 2024               | \$ 0                                                                        | \$ 0                                                    | \$ 30,000                                                | (\$30,000) Pending Town Approval                |
| 8           | -Blauer Associates (Grant Admin) (1)                            | \$45,000 (1)                                                                | \$45,000 (1)                                            | \$45,000 (1)                                             |                                                 |
| 9=6+7A+7B+8 | Total Estimated Cost/Cost to Date                               | \$781,700                                                                   | \$585,662                                               | \$810,094                                                | (\$28,394)                                      |
| 10          | Contingency                                                     | \$51,000                                                                    | \$51,000                                                | \$ 0                                                     | \$51,000                                        |
| 11=10+9     | Project Budget/Cost to Date Plus Contingency - Total            | \$832,700                                                                   | \$636,662                                               | \$810,094                                                | \$22,606                                        |
| 12=11-8     | Project Budget/Cost to Date Plus Contingency Grant Eligible (2) | \$787,700                                                                   | \$591,662                                               | \$765,094                                                | \$22,606                                        |
| 13          | Grant Amount                                                    | \$787,700                                                                   | \$787,700                                               | \$787,700                                                |                                                 |
| 14=13-12    | Grant Budget Minus Cost – Remaining                             | \$0                                                                         | \$196,038                                               | \$22,606                                                 |                                                 |

(1)- Town agreed to fund grant administration (Blauer Associates) at \$45,000 to facilitate project readiness and score more points on the application – cost not eligible for grant reimbursement

(2)- All costs except Grant Administration are eligible for grant funding

- About \$22,000 remains in contingency after planned expenditures associated with reconstruction of about 1100 lineal feet of Boyd Road

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- **Professional Services Contract Amendment for Engineering Services**

- We plan to submit an amendment in January 2024 to cover unplanned work associated with the partial reconstruction of Boyd Road for Board consideration at the second January 2023 meeting

**Planned Engineering Services Fee Summary:**

|                                                                 |          |
|-----------------------------------------------------------------|----------|
| • Task 2A – Additional Design Services                          | \$12,500 |
| • Task 3A – Additional Bid & Award Services                     | \$6,000  |
| • Task 4A – Additional Engineering During Construction Services | \$11,500 |
| • Task 5A – Additional On-site Observation Services             | \$0      |
| Professional Services Total =                                   | \$30,000 |

- As shown in the cost tables on Pages 5 and 6 above, cost would be eligible for grant funding and would come out of the contingency; leaving about \$22,000 remaining in contingency to address any construction-phase issues.
- Any money not expended will be deobligated from the project and return to the gov't.

**2. Swan Lake WWTP Upgrade**

- **Actions for the Board to consider at today's meeting:**
  - None
- **Project Funding/Financing Overview**
  - **No Changes this month**
    - Project currently financed for hardship (0%) loan, WIIA grant and BIL funding with a grant of up to 50% of the project cost, less the WIIA grant.
  - Project funding summary based on current information:

| Project#                     | Description                                                     | WIIA Grant          | BIL Grant           | BIL 0% Loan         | Total                     |
|------------------------------|-----------------------------------------------------------------|---------------------|---------------------|---------------------|---------------------------|
| C3-5370-01-00                | Engineering/Prof Services (DEDPC contract plus 10% contingency) | \$ 2,922,655        | NA                  | NA                  | \$ 2,922,655              |
| C3-5370-01-01                | Other WWTP Upgrade scope items                                  | \$ 1,577,345        | \$ 6,916,000        | \$ 6,584,000        | \$ 15,077,345             |
|                              |                                                                 |                     |                     |                     |                           |
| <b>TOTAL</b>                 |                                                                 | <b>\$ 4,500,000</b> | <b>\$ 6,916,000</b> | <b>\$ 6,584,000</b> | <b>\$ 18,000,000</b>      |
| <b>Estimated Grant Total</b> |                                                                 |                     |                     |                     | <b>\$11,416,000 (63%)</b> |

In summary, the current \$18M project is in line to receive 63% in grants and 0% financing on the balance.

- Project Financing Agreements (PFAs) executed/closed on January 12, 2023 for both projects, short term financing funds now available and costs for contracts with approved MWBE/DBE/SDOVBE Plan(s) are eligible for disbursement
  - **Professional Services Work (C3-5370-01-00)** WIIA Grant funded only
  - In response to communications with NYSEFC, the Town responded on November 15, 2022 to NYSEFC requesting that WIIA funds be utilized for professional services.
  - We sent digital copies of the executed professional services contract to NYSEFC on November 20, 2022 which was approved per 12/6/23 NYSEFC letter.
  - Has 2 programs included for compliance:
    - MWBE/DBE/SDOVBE Goals
      - 30% MWBE, and

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- 6% SDVOBE
- Delaware/MSI submitted our MWBE & SDVOBE Utilization Plans to the Town on March 16, 2023 and the Town submitted to NYSEFC for review/approval on March 21, 2023.
- We have worked through many of NYSEFC MWBE review comments, and have successfully completed the Construction Inspection RFP solicitation process in September and October 2023.
- We have worked through NYSEFC's MWBE review comments and on November 2, 2023 the Town received notification that NYS EFC has reviewed and accepted our MWBE and SDVOB Utilization Plans and partial Waiver requests for the Town of Liberty - Project No. 5370-01-00, Delaware Engineering D.P.C. contract.
- The DE contract is eligible for disbursement, EFC will release payment for all invoices submitted to date (upon receipt and processing of a disbursement request) and the Town can then reimburse internal funds
- **Cheryl G. has a submitted a disbursement request for project funds invoices to date including for all Delaware's Invoices and others**
  
- **Construction (C3-5370-01-01)** WIIA & BIL funded, has one program for compliance.
  - MWBE/DEB/SDVOBE
    - 20% MWBE  
[20% DBE (fed.) if equivalency project (pop >10,000), NA]
  - Utilization Plans to be provided by Construction Contractors following bid award so no action until then
  
- Delaware & MSI will continue to work with the Town and NYSEFC through WIIA & BIL requirements
  
- **Moving the WWTP Upgrade Project Forward**
  - **Professional Services Work**
    - Continuing to work with the Town and NYSEFC and our fiscal subconsultant MSI as needed on contract related items.
    - Design continues and plan to have a review meeting soon with Damon and Town staff to review drawings/concepts
      - Structural work continues on retrofitting the Oxidation Ditches with MBRs
      - Continuing development New Headworks Building layout and components
        - considered reuse of existing stormwater tank to mitigate depth of excavation for the new Influent Building but proved to be too shallow for proper pump operation so it's back to the new building.
        - wide range of flow for pumps to satisfy existing and build out conditions
    - Mostly complete with MBR layout and performance and sizing
    - New MBR Building layout and components well underway
    - Starting existing building piping revisions
    - Post aeration cascade facilities mostly complete
    - New Sludge Dewatering Building layout underway
  - Working on updated project cost estimate
  - Coordinating site visits (likely over 2 days) to other upgraded WWTPs to see the equipment proposed at this facility. Trip to Waverly WWTP may be on January 11
    - Scheduling with Damon and Wayne
    - Town Supervisor and Board members are also welcome to go on the site

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- visit(s) – we circulated the Waverly January 11 invite to Frank and the Town Board members and requested response to us if interested
- **Continuing work on NYSDEC SPDES permit Application for NY-2A for a facility upgrade and expansion**
    - Requesting limits for WWTP maximum monthly average daily flow of 0.960 MGD and 0.686 MGD.
    - New permit needed before NYSDEC will approve the design and before project can go out to bid.
    - Draft NY-2A Form filled out and submitted on Friday, August 4, 2023, (and resubmitted on Tuesday August 29, 2023, and September 15, 2023) to NYSDEC Permits (Aparna Roy) along with
      - Location Map
      - Upgrade Site Plans and Process Flow Schematic
      - Detailed Mixing Zone Form
    - Need to submit yet: Updated WTC Form for anticipated WTC usage following the WWTP Upgrade
    - NYSDEC advised us on 10/25/23 that they are working on the application now and will get back to us soon.
    - Followed up with NYSDEC Region 3 Permits on 10/02/23, 11/29/23, & 12/19/23 to request update(s)
    - NYSDEC Responded on December 19, 2023 requesting that the Town please provide *all* information in Tables A, B, F, and G (attached, NY-2A Revised 05/12/2023 with additional sampling)
      - TABLE A. EFFLUENT PARAMETERS FOR ALL POTWS
      - TABLE B. EFFLUENT PARAMETERS FOR ALL POTWS WITH A FLOW EQUAL TO OR GREATER THAN 0.1 MGD
      - TABLE F. WATER TREATMENT CHEMICAL LISTING
      - TABLE G. INDUSTRIAL DISCHARGE INFORMATION
      - There is only sampling required for Table A (two sections) & B. Table F. Water Treatment Chemicals and Table G. Industrial Discharge Information do not require sampling, and Delaware will fill them out
      - Please note the section on Analysis (Page 2, the General Instructions) that the lab will need to pay attention to select the appropriate test method
      - We plan to schedule a pre-sampling meeting to make sure that they fully understand what we need
      - The lab, or Town, can forward us the results and we can fill in the tables
      - W&S Dept. is reviewing and will let us know when you would like to schedule this sampling
    - Town will need to conduct some sampling and analysis for NYSDEC – we sent the list to Damon and Wayne on 12-20-23.
  - **On-site Under Ground Fuel Tanks**
    - There are two existing onsite fuel tanks, shown on the existing plans, that have been abandoned in place
      - Diesel Oil Tank – 1,000 gal. capacity (located near emergency generator)
      - Gasoline Tank – 500 gal. capacity (filled with sand, located in parking lot)
    - No Town records of tanks being registered or formally closed
    - The Town will need to get these tanks registered in order to fully close out and remove them (e.g., closure report and sampling, etc.)
  - **Subcontract work**
    - Financial Administration – Municipal Solutions, Inc. (WBE)
      - Subcontract executed 12/29/22 with Municipal Solutions, Inc for Financial Assistance Services to comply with NYSEFC requirements (e.g., MWBE, EEO, etc.)
      - Work to include NYSEFC program compliance, monthly paperwork, etc.

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- Continuing to work with the Town on periodic NYSEFC filings and paperwork and with DE on MWBE & SDVOBE Utilization Plan items
- Survey and Subsurface Utility Exploration - Shumaker (WBE)
  - Subcontract executed on 10/21/22
  - SUE contractor was onsite Wednesday Nov 2 thru Friday November 4, 2022
  - The surveyor was onsite November 7 thru November 9, 2022 for the initial topo and boundary survey work
  - Topo and boundary survey received 12/22/22
- Geotechnical (borings and geotech report for new bldgs.) – Atlantic Testing (WBE)
  - Subcontract executed on 02/08/23
  - Boring work began 3/21/23 and continued during the week of 3/27/23.
  - DRAFT boring logs were provided on 05/12/23
  - Final geotechnical report provided on 9/22/23
- Reproduction/Printing Services
  - Planning to use Constructive Copy (WBE) for repro of bid specs and drawings
- Construction Cost Estimating (construction) – Trophy Point (SDVOBE)
  - Planning to retain a Service-Disabled Veteran (SDVOBE) firm to provide construction cost estimates at two points during design (50% and 80% design estimate) – plan to do subcontract in the near future
  - Demonstrates good faith effort to utilize SDVOBE firms when feasible - BIL funding SDVOBE) goals (6%)
  - Preparing subconsultant agreement with Trophy Point Construction Services and Consulting for cost estimating services, for subconsultant review and execution in January 2024
- Other MWBE Subcontract's Pending
  - For Construction-Phase work – will seek as design nears completion
    - Construction Material Testing
    - Special Inspections

### 3. *Stevensville Water Project*

- **Actions for the Board to consider at today's meeting:**
  - None
- Construction and punch-list work complete
- Still waiting for Osterhoudt to return the maintenance bond and release of liens for Substantial Completion package
- As-builts being prepared
- Construction certification planned to go out to NYSDOH with as-builts in January 2024

More Detail below:

#### SHORT SUMMARY:

- **Contract TL2-E-2017 – Electrical.**
  - All work completed and paid out.
- **Contract TL2-G-2017 – General**
  - Water Storage Tank substantially complete June 2021 and paperwork previously processed.
  - **Remaining work for the Watermain, Swan Lake Crossing, and Well Field Improvements:**
  - New waterline has been in operation since late April 2023 and wellfield and other watermain work has been completed
  - **All contract work is substantially completed as of 05/31/23, the following punch list items associated with the Swan Lake Crossing were completed as of 9/29/23**
    - Insulation trim – Complete

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- Touch up galvanization paint for new base plates and support brackets – **Complete**
- As-builts – **Complete**
- **Project Completion (Substantial) – Watermain, Swan Lake Crossing, and Well Field Improvements Only** (Substantial Completion for Water Storage Tank accepted on June 7, 2021)
  - At the July 3 meeting the Town Board resolved to authorize the Town Supervisor to endorse the Certificate of Substantial Completion form for Contract No. TL2-G-17 – General with May 31, 2023 as the date of Substantial Completion for the Watermain, Swan Lake Crossing, and Well Field Improvements/non-water storage tank work and a final contract amount for Well Field Improvements/non-water storage tank work, of \$1,182,484 and a total final contract amount of \$2,378,660
  - Delaware has forwarded the Town-signed Certificate of Substantial Completion to the contractor for execution and requested project closeout paperwork (i.e., affidavit of release of liens for subcontractors and equipment suppliers, provide maintenance bond, etc.) on 07/5/23, and resent the Certificate of Substantial Completion (and Change Order No. 7) for execution on 9/22/23
  - The contractor returned the executed Certificate of Substantial Completion (and Change Order No. 7) on 10/13/23; we are still waiting for several items from the contractor (maintenance bond and release of liens) and, when all items are in hand, we will assemble the project closeout package, including the final payment application, and provide it to the Town, with a copy to the contractor.
  - On December 19, 2023 the Town W& Sewer Dept. identified a leaking watermain in front of the gas station where Osterhoudt completed work for this project
    - Damon and Dennis B. made a site visit and notified Osterhoudt of the leak
    - The leak appears to be coming from the 1 ½ inch service to the gas station. Isolation valves up and down the line are available to isolate this service for repair without disruption to other users
    - Osterhoudt was onsite that afternoon (12/19/23) to repair the leaking water service
    - Service to gas station had a ruptured saddle gasket.
    - Saddle and service tap was performed after main line pressure test.
    - Repair is complete and backfilled, and service is back online.
    - Some sort of restoration will need to occur in the spring.
    - The repair will be covered under the project 1-year maintenance bond which began on July 3, 2023. (maintenance bond is still pending from Osterhoudt)
- **Swan Lake Crossing at Lake Outlet**
  - Osterhoudt was onsite during the weeks of April 17 and 24, completing the water main crossing, and successfully tested (disinfection and pressure) the new line
  - Delaware submitted NYSDOH Certification of Completion for the crossing and received NYSDOH-District Office approval to put it on line when ready on April 21, 2023
  - Delaware plans to submit a final Construction Certification for all contract work to be submitted with as-builts to NYSDOH – currently working on as-builts and will submit certification in the near future
- **Change Order No. 7 – No Cost Time Extension:**
  - Change Order No. 7, the no cost time extension, to extend the project completion date from November 30, 2022 to May 31, 2023, was approved at the December 19, 2022 meeting and has been circulated to Osterhoudt for signature several times, the latest resent for execution on 9/22/23.
  - **The Contractor returned executed Change Order No. 7 on 10/13/23**

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- The fully executed copy will be distributed to the Town, Osterhoudt and NYSDOH and NYSEFC in the near future. Submitted to NYSDOH & NYSEFC for approval on 12/19/23
- The additional time is needed to finish work on the pipe crossing, to complete pressure testing, disinfection, and installation and connection of a new water service. During this time, the new water line will be put into operation, making the project substantially complete.
- Final site restoration and completion of any punch list work will occur in the spring, at which time all work will be fully complete.
  
- **Change Order No. 6 – Final Over/Under Change Order and Time Extension**
  - **Work Substantially Complete on 5/31/23 and Fully Complete on 9/29/23**
  - At the September 19, 2022 meeting Town Board resolved to authorize the Town Supervisor to execute Change Order No. 6 to Contract No. TL2-G-2017, in the total amount of \$29,400.00; which will increase the cost of the contract to \$2,378,660.00 (\$2,349,260.00 plus \$29,400.00) and to extend the contract completion date from September 30, 2022 to November 30, 2022.
  - CO signed by Frank and copies of the change order sent to Osterhoudt for signing on 9/26/22 and to return to us for final change order processing and distribution.
  - Fully executed CO Submitted to NYSEFC for approval on 9/30/2022
  - Due to the freezing weather, work on the pipe crossing - to complete pressure testing, disinfection, and installation and connection of a new water service- as well as, final site restoration and completion of any punch list work will occur in the spring 2023, at which time all work will be fully complete.
  
- **Change Order No. 5**
  - **Work Substantially Complete on 5/31/23 and Fully Complete on 9/29/23**
  - At the July 18, 2022 meeting the Town Board resolved to authorize the Town Supervisor to execute Change Order No. 5 to Contract TL2-G-2017 – General (H. Osterhoudt Excavating, Inc.) for the Stevensville Water Project to:
    - extend the contract completion date from August 1, 2022 to September 30, 2022, and
    - to provide and perform the work associated with providing the new elevated watermain crossing near the Swan Lake outlet instead of the underwater boring under Swan Lake, and all work associated with each, per the revised design and July 18, 2022 Osterhoudt quote, for a net cost of \$229,810, resulting in an estimated revised contract price of \$2,349,260.
  - The Change Order form was fully executed by the town, Osterhoudt and Delaware on July 20, 2022 and has been subsequently circulated to all, including NYSDOH and NYSEFC.
  - Due to the freezing weather, work on the pipe crossing - to complete pressure testing, disinfection, and installation and connection of a new water service- as well as, final site restoration and completion of any punch list work will occur in the spring 2023, at which time all work will be fully complete.
  
- **Payment Requests for General Contract (Osterhoudt):**
  
- **Payment Request No. 9:**
  - At the December 19, 2022 meeting the Town Board resolved to authorize the Finance Department to proceed to process Payment Application No. 9, to General Contract No. TL2-G-2017 for H. Osterhoudt Excavating, Inc. for the period ending November 14, 2022, in the amount of \$348,433.10, as requested by the contractor, including submittal of the payment request to NYSEFC for reimbursement, understanding that payment to the contractor will be made following receipt of reimbursement from NYSEFC.
  - We have reviewed the attached Payment Application No. 9 for H. Osterhoudt Excavating, Inc., the contractor for the subject project, for the period ending November 14, 2022, in the amount of \$348,433.10 for work associated with maintenance and protection of traffic, highway work permit compliance, Change Order 5 (including work associated with the new elevated Swan Lake pipe crossing), and Change Order 6.
  - The total cost to date for the project, including this request, is \$2,245,217.00, which equates to approximately 97% of the General Contract price for the project. Following this payment, the balance to finish for the project, including retainage, will be \$133,443.00.
  
- **Payment Request No. 10 (Final)**
  - At the November 20, 2023 meeting the Town Board resolved to authorize the Finance Department to proceed to process Payment Application No. 10 (Final), to General Contract No. TL2-G-2017 for H. Osterhoudt Excavating, Inc. for the period ending October 13, 2023, in the amount of \$133,443.00 as requested by the contractor, including submittal of the payment request to NYSEFC for reimbursement, understanding that payment to the contractor will be made following receipt of reimbursement from NYSEFC, and contingent upon the receipt of the complete closeout package and all

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- payment application items
  - **Final payment Check mailed to the contractor the week of 11/20/23**
  - **NYSEFC Final Short Term (ST) Loan Disbursement Request and Long Term (LT) Loan**
    - LT Closing was completed on 12/6/22, Long-term funds became available for disbursement beginning on 12/8/2022
  - **NYSEFC Document Collection**
    - All documents have been submitted, with the exception of TAM's Subcontract Agreement with Turtle & Hughes, including the EEO Policy Statement and Lobbying Certificate.
    - An explanation has been provided to NYSEFC that the prime contractor for the Electrical contract has indicated that there is no subcontract because Turtle & Hughes is a materials supply vendor. They only supplied material for this project. This is under review by NYSEFC.
4. ***Economic Development Water and Sewer Infrastructure Capacity Planning Study***
- A draft/ most current revised version of the report of the report was provided to the Town Supervisor on 12/12/23
  - Met with Village DPW Supervisor on October 13, 2023
  - Working to revise this ASAP with Dave Burke and then get to the Town for review
  - Elm Street Well remediation and future use are key to this study
  - Due to likely SPDES permit changes, study to review the ability of the Village WWTP to meet the new limits will also be added to the study recommendation – WWTP has adequate capacity for some additional flow/contributions without more upgrades.
  - DE Staff held initial meeting with the Town (Frank and Damon) to review scope, current zoning, water, sewer, development projects, collaboration with Village, study products, and action items, etc. on November 14, 2022
  - Met at Village Hall on February 7 with the Village (Mayor Joan, Judy, Lynn Barry, Dave Harman, Mark Kellam) and Town (Supervisor DeMayo and Dean Farrand) with the focus on Village infrastructure and needs.
  - Meeting summary was sent to Town and Village on 3/14/22
  - Will involve planning staff as well as Town and Village water and sewer staff
  - At the September 6, 2022 meeting the Board authorized the Town Supervisor to endorse the Economic Development Water and Sewer Infrastructure Capacity Planning Study, dated August 15, 2022 to conduct:
    - Economic Development Water and Sewer Infrastructure Capacity Planning Study
    - Update to Parksville Sewer Service Alternatives Study
    - Select Grant Writing
5. ***Swan Lake Sewer System Evaluation/I/I EPG***
- **Board Action Required at Tonight's Meeting:**
    - None
  - Delaware submitted EPG application for up to \$50,000 in grant funding I/I investigations, with commitment for a \$10,000 local match (20%) on August 11, 2023
  - Digital copies forwarded to the Town Supervisor, Water and Sewer and Town Clerk on 08-31-23 – hard copy can be provided if requested.
  - **Funding Award Notification anticipated January 2024**
6. ***Lead & Copper Rule Revisions service line inventory requirements, due October 2024***
- Nothing new this month
  - **Funding Award Notification anticipated January 2024**
  - Understanding that the LSL inventory needs to be submitted in October 2024, it is recommended that the Town:
    - Start now to locate and collect information on lists of connections/water services and,
    - Consider solicitation (RFQ) for Engineering Services in January-February to assist with the work (required by funding agencies and which will take 1-2 months to do)
  - Funding Listing/Application:
    - A report and listing form were finalized and submitted on 8/25/23 for a lead service



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line inventory project, covering the Town's seven water districts, to be considered for 100% grant funding through the BIL program administered by NYS DWSRF. PER and Listing form emailed to Town Supervisor and Damon on 8/25/23.

- The estimated project cost is \$569,094.
- If a grant is received, the project will be subject to federal and DWSRF requirements (e.g., MWBE, BABA, AIS, Davis Bacon, etc.).
- A copy of what was submitted (i.e., engineering report and IUP listing form) was submitted to the Town on August 28.
- Funding Award Notification anticipated January 2024

- **More Background Information**

- EFC and DOH hosted a webinar on the Lead Service Line (LSL) funding available through the Bipartisan Infrastructure Legislation (BIL).
  - Grants are only available to municipalities that meet the definition of a Disadvantaged Community (DAV). If a client is not a DAV, then they will only get subsidized financing
  - In order to qualify for BIL Lead Service Line grant funding (inventory or replacement), a municipality needs to have a 2021 MHI that is less than 80% of the regionally-adjusted State MHI. The Town of Liberty Qualifies for this.
  - DAV eligibility applies to both inventory and replacement projects. DAVs can get up to 100% grant funding (\$2M max) for inventory projects, and up to 70% grant funding (\$10M max) for replacement projects.
  - You can only apply for LSL replacement funding for locations where the number and location of LSL are known and verified, even if it is just a targeted area. However, if you are requesting replacement funding, then the entire line (public and private portion) must be replaced.
  - You can apply for both inventory and replacement projects simultaneously, but with separate applications. For example, in the Village of Catskill there are some known locations of lead service lines associated with a water main replacement project that is in the planning stages, but they still need to complete a community-wide LSL inventory before the DOH October 2024 deadline.
  - You may be able to “piggy-back” a LSL replacement project with a water main replacement project that is anticipated to receive DWSRF funding, but only if the two projects can be kept completely separate. They are two different sources of funds with different reporting requirements and must be tracked separately.
  - A/E Procurement Requirements will apply, just like every other BIL-funded project. Procurement doesn't need to happen before an application is made, but it would make sense to get that out of the way while we wait for news on any grant awards so we can hit the ground running.
  - The application process for both project types is the same. No authorizing resolution is needed, just a completed DWSRF listing form and a brief Engineering Report. Engineering report templates are being worked on. Deadline is August 25.

- Town applied for a grant for the inventory this round, and may apply for replacement in subsequent rounds

- The anticipated schedule is as follows:

- Submit Project to DWSRF IUP ..... August 25, 2023
- Secure Short-Term Financing (BAN) ..... September to December 2023
- Perform Lead Service Line Inventory ..... Present to October 2024
  - Review Existing Files..... Present to December 2023
  - Anticipated Funding Notification..... January to February 2024
  - Solicitation and Selection of Consultant..... January to February 2024
  - Public Bidding for Excavation Contract..... January to February 2024
  - Public Outreach ..... January to June 2024
  - Field Investigation and Data Input ..... May to September 2024
  - Final Data Compilation ..... September to October 2024
- LSL Inventory Completed and Submitted ..... October 2024

**7. Swan Lake WWTP USEPA Administrative Compliance Order**

- Working with the Town to develop written O&M procedures for its Sanitary Sewer System SSS in accordance with EPA's Attachment entitled "EPA Region 2's Recommendations Concerning Written Sanitary Sewer System Operation and Maintenance Procedures."
- Provided with the EPA correspondence was an attachment with EPA's recommendations for written O&M procedures and O&M manual Template for the Town to get an idea of what others have developed.
- Needs to be submitted to EPA, with a copy to NYSDEC, by February 1, 2024

**DELAWARE ENGINEERING, D.P.C.**

**8. Attachments**

- WSS Phase 10 Improvements (TL1-G-2022) Extension Request Package
  - Extension Request Letter
    - Estimated Project Cost
    - Anticipated Project Schedule
    - Schedule Bar Chart
    - Email Correspondence between Blauer Associates and OCR regarding project extension
  - Extension Request OCR Approval Letter (641PW78-21 T. Liberty Extension Approval)
- Swan Lake WWTP Upgrade NY-2A Tables A, B, F, and G

**9. Items Discussed or Reviewed at Meeting but not distributed with this package:**

- Liberty (T) TBM Handout 01-03-24.docx  
Enclosures

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Bureau of Water Permits

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Department of  
Environmental  
Conservation

# **Application Form NY-2A**

## **New and Existing Publicly Owned Treatment Works**

### **State Pollutant Discharge Elimination System Permitting Program**

**General Instructions for Reporting, Sampling, and Analysis Continued**

Grab samples must be used for pH, temperature, residual chlorine, oil and grease, coliforms (including *E. coli*), Mercury, and Enterococcus. Grab samples shall be collected as manual grab samples, not using automatic samplers. For all other pollutants, a 24-hr composite sample must be used. For facilities <1 MGD, a 6-hr composite may be used. Composite sample aliquots may be collected manually or automatically. For a composite sample, only one analysis of the composite of aliquots is required.

For cyanide, phenols, mercury, sulfite, volatile organic compounds and any other pollutants for which composite samples may compromise the integrity of the sample, individual manual grab samples must be collected at prescribed time intervals and composited in the laboratory or analyzed separately and the concentrations averaged.

**Analysis**

Except as specified below, all required quantitative data shall be collected and analyzed in accordance with sufficiently sensitive analytical methods approved under 40 CFR 136 or required under 40 CFR chapter I, subchapter N or O. A method is "sufficiently sensitive" when:

- The method minimum level (ML) is at or below the level of the applicable water quality criterion for the measured pollutant or pollutant parameter.
- The method ML is above the water quality criterion, but the amount of the pollutant or pollutant parameter in the facility's discharge is high enough that the method detects and quantifies the level of the pollutant or pollutant parameter in the discharge.
- The method has the lowest ML of the analytical methods approved under 40 CFR 136 or required under 40 CFR chapter I, subchapter N or O, for the measured pollutant or pollutant parameter.

When there is no analytical method that has been approved under 40 CFR 136 or required under 40 CFR chapter I, subchapter N or O, you should consult NYSDEC guidance. You may contact QAS of NYSDEC for detailed guidance and for answers to specific questions.

Effluent monitoring data must comply with the QA/QC requirements of 6 NYCRR 700.2, 6 NYCRR 700.3, and 40 CFR 136.

**Further Requirements for Table E, WET Testing**

Each applicant required to perform WET testing must provide results of a minimum of four quarterly tests for a year, from the year preceding the permit application, or the results from four tests performed at least annually in the 4.5-year period prior to the application, provided the results show no appreciable toxicity using a safety factor determined by the Toxicity Testing Unit (TTU) of NYSDEC. See Exhibit 2A-1 for contact information.

Applicants must conduct tests with multiple species (no less than two species; e.g., fish & invertebrate) and test for acute or chronic toxicity, depending on the existing permit requirement, receiving water drainage basin (Great Lakes Basin must be Chronic Only), and/or range of receiving water dilution. See 40 CFR 122.21(j)(5)(v) for further details.

WET testing must be conducted using methods approved under 40 CFR 136.

If WET testing is conducted solely for purposes of this application, the resulting laboratory analysis reports may be attached to this application in lieu of completing Table E.

| DEC Identification Number | SPDES Permit Number | Facility Name | Outfall Number |
|---------------------------|---------------------|---------------|----------------|
|                           |                     |               |                |

| TABLE A. EFFLUENT PARAMETERS FOR ALL POTWS |                                                                                                                           |       |                         |       |                   |                   |                              |
|--------------------------------------------|---------------------------------------------------------------------------------------------------------------------------|-------|-------------------------|-------|-------------------|-------------------|------------------------------|
| Pollutant                                  | Maximum Daily Discharge                                                                                                   |       | Average Daily Discharge |       |                   | Analytical Method | ML or MDL<br>(include units) |
|                                            | Value                                                                                                                     | Units | Value                   | Units | Number of Samples |                   |                              |
| <b>Section 1.</b>                          |                                                                                                                           |       |                         |       |                   |                   |                              |
| 1.                                         | Biochemical oxygen demand <sup>1, 2</sup><br><input type="checkbox"/> BOD5 or <input type="checkbox"/> CBOD5 (report one) |       | mg/L                    |       | mg/L              |                   |                              |
| 2.                                         | Fecal coliform <sup>1, 2</sup>                                                                                            |       | cfu/100mL               |       | cfu/100mL         |                   |                              |
| 3.                                         | Design flow rate <sup>1</sup>                                                                                             |       | MGD                     |       | MGD               |                   |                              |
| 4.                                         | pH (minimum) <sup>1</sup>                                                                                                 |       | SU                      |       |                   |                   |                              |
|                                            | pH (maximum) <sup>1</sup>                                                                                                 |       | SU                      |       |                   |                   |                              |
| 5.                                         | Temperature (winter) <sup>1</sup>                                                                                         |       | °C                      |       | °C                |                   |                              |
|                                            | Temperature (summer) <sup>1</sup>                                                                                         |       | °C                      |       | °C                |                   |                              |
| 6.                                         | Total suspended solids (TSS) <sup>1, 2</sup>                                                                              |       | mg/L                    |       | mg/L              |                   |                              |
| 7.                                         | Mercury <sup>3</sup>                                                                                                      |       | ng/L                    |       | ng/L              |                   |                              |

- 1 Sampling shall be conducted according to sufficiently sensitive test procedures (i.e., methods) approved under 40 CFR 136 for the analysis of pollutants or pollutant parameters or required under 40 CFR chapter I, subchapter N or O. See instructions and 40 CFR 122.21(e)(3).
- 2 Sampling for BOD5, CBOD5, Fecal Coliform, and Total Suspended Solids (TSS) is not required for groundwater dischargers.
- 3 Analysis for Mercury must be performed utilizing the low-level, USEPA Method 1631E.

| DEC Identification Number | SPDES Permit Number | Facility Name | Outfall Number |
|---------------------------|---------------------|---------------|----------------|
|                           |                     |               |                |

Form Approved: 5/12/2023

| TABLE A. EFFLUENT PARAMETERS FOR ALL POTWS |                                        |                         |               |                         |               |                   |                   |                           |  |
|--------------------------------------------|----------------------------------------|-------------------------|---------------|-------------------------|---------------|-------------------|-------------------|---------------------------|--|
|                                            | Pollutant                              | Maximum Daily Discharge |               | Average Daily Discharge |               |                   | Analytical Method | ML or MDL (include units) |  |
|                                            |                                        | Value                   | Units         | Value                   | Units         | Number of Samples |                   |                           |  |
| <b>Section 2.4</b>                         |                                        |                         |               |                         |               |                   |                   |                           |  |
| 1.                                         | Perfluorobutanoic acid (PFBA)          |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 2.                                         | Perfluoropentanoic acid (PFPeA)        |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 3.                                         | Perfluorohexanoic acid (PFHxA)         |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 4.                                         | Perfluoroheptanoic acid (PFHpA)        |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 5.                                         | Perfluorooctanoic acid (PFOA)          |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 6.                                         | Perfluorononanoic acid (PFNA)          |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 7.                                         | Perfluorodecanoic acid (PFDA)          |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 8.                                         | Perfluoroundecanoic acid (PFUnA)       |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 9.                                         | Perfluorododecanoic acid (PFDoA)       |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 10.                                        | Perfluorotridecanoic acid (PFTriA)     |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 11.                                        | Perfluorotetradecanoic acid (PFTeA)    |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 12.                                        | Perfluorobutanesulfonic acid (PFBS)    |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 13.                                        | Perfluoropentanesulfonic acid (PFPeS)  |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 14.                                        | Perfluorohexanesulfonic acid (PFHxS)   |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 15.                                        | Perfluoroheptanesulfonic Acid (PFHpS)  |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 16.                                        | Perfluorooctanesulfonic acid (PFOS)    |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 17.                                        | Perfluorononanesulfonic acid (PFNS)    |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 18.                                        | Perfluorodecanesulfonic acid (PFDS)    |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 19.                                        | Perfluorododecanesulfonic acid (PFDoS) |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 20.                                        | Perfluorooctanesulfonamide (FOSA)      |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 21.                                        | NMeFOSAA                               |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 22.                                        | NEtFOSAA                               |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 23.                                        | 4:2 FTS                                |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 24.                                        | 6:2 FTS                                |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 25.                                        | 8:2 FTS                                |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 26.                                        | NEtFOSA                                |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 27.                                        | NMeFOSA                                |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 28.                                        | NMeFOSE                                |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 29.                                        | NEtFOSE                                |                         | Concentration |                         | Concentration |                   |                   |                           |  |
| 30.                                        | 9CI-PF3ONS                             |                         | Concentration |                         | Concentration |                   |                   |                           |  |

| DEC Identification Number | SPDES Permit Number | Facility Name | Outfall Number |
|---------------------------|---------------------|---------------|----------------|
|                           |                     |               |                |

Form Approved: 5/12/2023

| TABLE A. EFFLUENT PARAMETERS FOR ALL POTWS |                |                         |               |  |                         |               |                   |                   |                           |
|--------------------------------------------|----------------|-------------------------|---------------|--|-------------------------|---------------|-------------------|-------------------|---------------------------|
|                                            | Pollutant      | Maximum Daily Discharge |               |  | Average Daily Discharge |               |                   | Analytical Method | ML or MDL (include units) |
|                                            |                | Value                   | Units         |  | Value                   | Units         | Number of Samples |                   |                           |
| 31.                                        | HFPO-DA (GenX) |                         | Concentration |  |                         | Concentration |                   |                   |                           |
| 32.                                        | 11CI-PF3OUdS   |                         | Concentration |  |                         | Concentration |                   |                   |                           |
| 33.                                        | ADONA          |                         | Concentration |  |                         | Concentration |                   |                   |                           |
| 34.                                        | 3:3 FTCA       |                         | Concentration |  |                         | Concentration |                   |                   |                           |
| 35.                                        | 5:3 FTCA       |                         | Concentration |  |                         | Concentration |                   |                   |                           |
| 36.                                        | 7:3 FTCA       |                         | Concentration |  |                         | Concentration |                   |                   |                           |
| 37.                                        | NFDHA          |                         | Concentration |  |                         | Concentration |                   |                   |                           |
| 38.                                        | PFMBA          |                         | Concentration |  |                         | Concentration |                   |                   |                           |
| 39.                                        | PFMPA          |                         | Concentration |  |                         | Concentration |                   |                   |                           |
| 40.                                        | PFEESA         |                         | Concentration |  |                         | Concentration |                   |                   |                           |
| <b>Section 3.<sup>5</sup></b>              |                |                         |               |  |                         |               |                   |                   |                           |
| 1.                                         | 1,4-Dioxane    |                         | Concentration |  |                         | Concentration |                   |                   |                           |

4 Analysis for the PFAS suite of compounds must be performed utilizing USEPA's draft analytical Method 1633.

5 Analysis for 1,4-Dioxane must be performed utilizing USEPA Method 8270E SIM or 8270D SIM.

|                           |                     |               |                |
|---------------------------|---------------------|---------------|----------------|
| DEC Identification Number | SPDES Permit Number | Facility Name | Outfall Number |
|---------------------------|---------------------|---------------|----------------|

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| <b>TABLE B. EFFLUENT PARAMETERS FOR ALL POTWS WITH A FLOW EQUAL TO OR GREATER THAN 0.1 MGD AND GROUNDWATER DISCHARGES &gt;30,000 GPD</b> |                         |       |                         |       |                   |                                |                                                             |
|------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|-------|-------------------------|-------|-------------------|--------------------------------|-------------------------------------------------------------|
| Pollutant                                                                                                                                | Maximum Daily Discharge |       | Average Daily Discharge |       |                   | Analytical Method <sup>1</sup> | ML or MDL (include units)                                   |
|                                                                                                                                          | Value                   | Units | Value                   | Units | Number of Samples |                                |                                                             |
| Total Residual Chlorine (TRC) <sup>2</sup>                                                                                               |                         | mg/L  |                         | mg/L  |                   |                                | <input type="checkbox"/> ML<br><input type="checkbox"/> MDL |
| Dissolved oxygen                                                                                                                         |                         | mg/L  |                         | mg/L  |                   |                                | <input type="checkbox"/> ML<br><input type="checkbox"/> MDL |
| Oil and grease                                                                                                                           |                         | mg/L  |                         | mg/L  |                   |                                | <input type="checkbox"/> ML<br><input type="checkbox"/> MDL |
| Nitrite (as N)                                                                                                                           |                         | mg/L  |                         | mg/L  |                   |                                | <input type="checkbox"/> ML<br><input type="checkbox"/> MDL |
| Nitrate (as N)                                                                                                                           |                         | mg/L  |                         | mg/L  |                   |                                | <input type="checkbox"/> ML<br><input type="checkbox"/> MDL |
| Ammonia (as N)                                                                                                                           |                         | mg/L  |                         | mg/L  |                   |                                | <input type="checkbox"/> ML<br><input type="checkbox"/> MDL |
| Total Kjeldahl Nitrogen (TKN)                                                                                                            |                         | mg/L  |                         | mg/L  |                   |                                | <input type="checkbox"/> ML<br><input type="checkbox"/> MDL |
| Total Nitrogen (as N)                                                                                                                    |                         | mg/L  |                         | mg/L  |                   |                                | <input type="checkbox"/> ML<br><input type="checkbox"/> MDL |
| Total Phosphorus (as P)                                                                                                                  |                         | mg/L  |                         | mg/L  |                   |                                | <input type="checkbox"/> ML<br><input type="checkbox"/> MDL |
| Total dissolved solids                                                                                                                   |                         | mg/L  |                         | mg/L  |                   |                                | <input type="checkbox"/> ML<br><input type="checkbox"/> MDL |

<sup>1</sup> Sampling shall be conducted according to sufficiently sensitive test procedures (i.e., methods) approved under 40 CFR 136 for the analysis of pollutants or pollutant parameters or required under 40 CFR chapter I, subchapter N or O. See instructions and 40 CFR 122.21(e)(3).

<sup>2</sup> Facilities that do not use chlorine for disinfection, do not use chlorine elsewhere in the treatment process, and have no reasonable potential to discharge chlorine in their effluent are not required to report data for chlorine.

<sup>3</sup> Sampling for Dissolved Oxygen and Total Kjeldahl Nitrogen (TKN) are not required for groundwater dischargers.



|                           |                     |               |
|---------------------------|---------------------|---------------|
| DEC Identification Number | SPDES Permit Number | Facility Name |
|---------------------------|---------------------|---------------|

**TABLE F. WATER TREATMENT CHEMICAL LISTING**

| WTC Trade Name                                                              | Manufacturer | WTC Function | Authorized Dosage (lbs/d)                                                                       |         | Discharge Outfall | Authorized Date | New or Increase Request (optional)                                |
|-----------------------------------------------------------------------------|--------------|--------------|-------------------------------------------------------------------------------------------------|---------|-------------------|-----------------|-------------------------------------------------------------------|
|                                                                             |              |              | Average                                                                                         | Maximum |                   |                 |                                                                   |
| For all New or Increased WTCs, you must attach a completed WTC Request Form |              |              | <input type="checkbox"/> No new or increased WTC requests included as part of this application. |         |                   |                 |                                                                   |
| e.g. Sodium Bisulfite                                                       | Slack        | Dechlor      | 10.00                                                                                           | 20.00   | 001               | 11/01/2019      | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |
|                                                                             |              |              |                                                                                                 |         |                   |                 | <input type="checkbox"/> New<br><input type="checkbox"/> Increase |

DEC Identification Number

SPDES Permit Number

Facility Name

Form Approved: 5/12/2023

**TABLE G. INDUSTRIAL DISCHARGE INFORMATION**

Response space is provided for three SIUs. Copy the table to report information for additional SIUs.

|                                                                                                 | SIU ____                     | SIC Code ____               | SIU ____                     | SIC Code ____               | SIU ____                     | SIC Code ____               |
|-------------------------------------------------------------------------------------------------|------------------------------|-----------------------------|------------------------------|-----------------------------|------------------------------|-----------------------------|
| Name of SIU                                                                                     |                              |                             |                              |                             |                              |                             |
| Mailing address (street or P.O. box)                                                            |                              |                             |                              |                             |                              |                             |
| City, state, and ZIP code                                                                       |                              |                             |                              |                             |                              |                             |
| Description of all industrial processes that affect or contribute to the discharge.             |                              |                             |                              |                             |                              |                             |
| List the principal products and raw materials that affect or contribute to the SIU's discharge. |                              |                             |                              |                             |                              |                             |
| Indicate the average daily volume of wastewater discharged by the SIU.                          |                              | GPD                         |                              | GPD                         |                              | GPD                         |
| How much of the average daily volume is attributable to process flow?                           |                              | GPD                         |                              | GPD                         |                              | GPD                         |
| How much of the average daily volume is attributable to non-process flow?                       |                              | GPD                         |                              | GPD                         |                              | GPD                         |
| Is the SIU subject to local limits?                                                             | <input type="checkbox"/> Yes | <input type="checkbox"/> No | <input type="checkbox"/> Yes | <input type="checkbox"/> No | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Is the SIU subject to categorical standards?                                                    | <input type="checkbox"/> Yes | <input type="checkbox"/> No | <input type="checkbox"/> Yes | <input type="checkbox"/> No | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

DEC Identification Number

SPDES Permit Number

Facility Name

Form Approved: 5/12/2023

**TABLE G. INDUSTRIAL DISCHARGE INFORMATION**

Response space is provided for three SIUs. Copy the table to report information for additional SIUs.

|                                                                                                                                      | SIU ____                                                 | SIU ____                                                 | SIU ____                                                 |
|--------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|----------------------------------------------------------|----------------------------------------------------------|
| Under what categories and subcategories is the SIU subject?                                                                          |                                                          |                                                          |                                                          |
| Has the POTW experienced problems (e.g., upsets, pass-through interferences) in the past 4.5 years that are attributable to the SIU? | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| If yes, describe.                                                                                                                    |                                                          |                                                          |                                                          |

# Office of the Supervisor



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

Frank DeMayo  
Supervisor

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Fax: 845-292-1310

December 8, 2023

Charlie Phillion, Program Director Community Development  
New York State Homes & Community Renewal  
Office of Community Renewal  
38-40 State Street, 4 South  
Albany, New York 12207

Re: Town of Liberty, Sullivan County  
White Sulphur Springs Water Project - Phase 10  
Project #641PW78-21

Dear Mr. Phillion;

Please consider this letter to be the Town's request for a contract extension for project #641PW78-21 through June 28, 2024.

During December 2023 the Town is using \$15,000 of CDBG Funds for Boyd Road repair work in order to undertake interim repairs of Boyd Road to minimize inconvenience to motorists during the winter of 2023/2024. Once this \$15,000 is spent the Town would close out its contract with Tweedie Construction for water main and well screen installation.

Boyd Road was in just fair condition before water main installation began. The bid package included only trench restoration because the Town did not think the budget would permit shoulder to shoulder resurfacing and because the Town already intended to resurface Boyd Road in Spring 2024 using Town funds (likely cost of \$20,000) to restore the road to a usable condition.

The damage to Boyd Road as a result of the water main installation was far more serious than originally projected. Boyd Road is an area of high groundwater and poorly drainage soils. Such a soft subsurface usually only results in more rapid deterioration under normal traffic conditions but is susceptible to rapid degradation when subjected to construction equipment traffic. Boyd Road has suffered damage that cannot be remedied just by resurfacing. Instead the road will require reconstruction.

Attached is a proposed cost estimate for reconstruction of Boyd Road. The estimate is \$182,225. The Town is prepared to contribute the \$20,000 it originally intended to use for resurfacing for Boyd Road reconstruction.

The reconstruction of Boyd Road we are proposing can be completed by June 28, 2024 in accordance with the attached detailed schedule produced by Delaware Engineering, excerpts of which are summarized below:

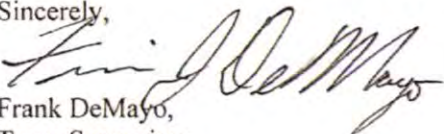
|                                                         |                            |
|---------------------------------------------------------|----------------------------|
| Bid Document Preparation:                               | January – February 2024    |
| Project put out to Bid and Bid Advertisement Published: | February – March 2024      |
| Bid Opening:                                            | March 2024                 |
| Bid Review and Award:                                   | March – April 2024         |
| Pre-Construction Meeting:                               | April 2024                 |
| Construction Contract Document & Submittal Review:      | April 2024                 |
| Construction:                                           | April 2024 – June 2024     |
| Town to Review Final Pay Request:                       | On or Before June 17, 2024 |
| Construction Contract Close-out:                        | On or Before June 28, 2024 |

For these reasons noted and based on our proposed schedule, I am requesting a contract extension beyond January 5, 2024 through June 28, 2004 so the Town may complete the reconstruction of Boyd Road.

Please contact my office if you have any questions on this extension request at 845-292-5111.

We greatly appreciate your consideration on extending this contract to complete this important work.

Sincerely,



Frank DeMayo,  
Town Supervisor

Enclosures: Boyd Road Reconstruction Cost Estimate  
Boyd Road Reconstruction Schedule

CC: Cheryl Gerow, Town of Liberty Finance (w/enclosures)  
Mark Blauer, Blauer Associates (w/enclosures)  
Joe Gollin, Delaware Engineering, DPC (w/enclosures)  
Dave Ohman, Delaware Engineering, DPC (w/enclosures)



**Table 1**  
**Boyd Road Reconstruction**  
**Estimated Project Cost**

| Work Item                                                                                                                 | Quantity | Units    | Unit Cost | Est. Cost  | Major Cost Item                           |
|---------------------------------------------------------------------------------------------------------------------------|----------|----------|-----------|------------|-------------------------------------------|
| <b>I.) Construction</b>                                                                                                   |          |          |           |            |                                           |
| <b>A.) Road Reconstruction:</b>                                                                                           |          |          |           |            |                                           |
| 1.) Paving and Roadway Restoration Costst                                                                                 |          |          |           |            |                                           |
| a.) Boyd Road (1,100 LF, assume 18 FT width = 19,800 SF)                                                                  |          |          |           |            | Sum of Paving for Water and Sewer ==>>>   |
| i. Roadway Replacement - Box Out:                                                                                         |          |          |           |            | \$ 170,563                                |
| 1 Grind, remove, & dispose of existing pavement and 8" of subbase                                                         | 19800    | SF       | \$ 1      | \$ 19,800  |                                           |
| 2 Provide new subbase - 12" of compacted item 4 gravel over geotextile                                                    | 537.8    | CY       | \$ 50     | \$ 26,889  |                                           |
| 8" of compacted item 4 gravel = 19,800 SF x 1.1 compaction x 8/12 = 14,520 cf/27 = 537.8 CY                               |          |          |           |            |                                           |
| 3 Provide new hot mix asphalt - 3" Type 1 Base (compacted)                                                                | 381.2    | Ton      | \$ 150    | \$ 57,173  |                                           |
| qty = 19,800 SF x 1.1 compaction x 3/12 x 140 lb./cf / 2,000 lb./ton = 381.2 Tons                                         |          |          |           |            |                                           |
| 4 Provide new hot mix asphalt - 2" Type 3 Binder (compacted)                                                              | 254.1    | Ton      | \$ 150    | \$ 38,115  |                                           |
| qty = 19,800 SF x 1.1 compaction x 2/12 x 140 lb./cf / 2,000 lb./ton = 254.1 Tons                                         |          |          |           |            |                                           |
| 5 Provide new hot mix asphalt - 1.5" Type 6 Top (compacted)                                                               | 190.6    | Ton      | \$ 150    | \$ 28,586  |                                           |
| qty = 19,800 SF x 1.1 compaction x 1.5/12 x 140 lb./cf / 2,000 lb./ton = 190.6 Tons                                       |          |          |           |            |                                           |
| <b>B.) Miscellaneous Construction</b>                                                                                     |          |          |           |            | \$ 11,662                                 |
| 1.) Maintenance and Protection of Traffic (M&PT)                                                                          | 1        | Lump Sum | \$ 2,500  | \$ 2,500   |                                           |
| 2.) Utility Clearance/Support During Construction                                                                         | 1        | Lump Sum | \$ 3,000  | \$ 3,000   |                                           |
| 3.) Mobilization, Demobilization, Bonds & Insurance (Fixed Maximum at 3.5% Construction Cost)                             | 1        | Lump Sum | \$ 6,162  | \$ 6,162   |                                           |
| <b>C.) Construction- Subtotal</b>                                                                                         |          |          |           |            | Subtotal - Construction [(A.) + B.] = C.) |
|                                                                                                                           |          |          |           | \$ 182,225 | \$ 182,225                                |
| <b>D.) Project Contingency - 0% [ Subtotal - Construction [(A.) + B.) ] X 0%</b>                                          | 1        | Lump Sum | \$ -      | \$ -       | \$ -                                      |
| <b>E.) Subtotal - Construction Plus Project Contingency Plus Construction Cost Inflation Adjustment [(C.) + D.) = E.)</b> |          |          |           | \$ 182,225 | \$ 182,225                                |



## DELAWARE ENGINEERING, D.P.C.

55 South Main Street  
Oneonta, NY 13820

Tel: 607.432.8073  
Fax: 607.432.0432

### 1. Anticipated Project Schedule:

| <u>Task:</u>                                            | <u>Schedule:</u>           |
|---------------------------------------------------------|----------------------------|
| Second Public Hearing for Project:                      | December 4, 2023           |
| Town Considers Extension Request and OCR Terms:         | December 4, 2023           |
| Extension Request Submitted to OCR:                     | December 2023              |
| ERR/RROF Review and Revision/Re-evaluation:             | December 2023              |
| Bid Document Preparation:                               | January – February 2024    |
| Project put out to Bid and Bid Advertisement Published: | February – March 2024      |
| Bid Opening:                                            | March 2024                 |
| Bid Review and Award:                                   | March – April 2024         |
| Pre-Construction Meeting:                               | April 2024                 |
| Construction Contract Document & Submittal Review:      | April 2024                 |
| Construction:                                           | April 2024 – June 2024     |
| Town to Review and Consider Final Pay Request:          | On or Before June 17, 2024 |
| Construction Contract Close-out:                        | On or Before June 28, 2024 |

This schedule is an estimate and the actual schedule may differ slightly as the project proceeds. However, we are confident this project will be brought to completion by the **June 28, 2024** deadline (see attached email correspondence).

#### Attachments:

- Schedule Bar Chart
- Email Correspondence between Blauer Associates and OCR regarding project extension

| White Sulphur Springs Phase 10 - Boyd Road Reconstruction Extension Request Schedule                                                                                                        |               |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--|--|--|
|                                                                                                                                                                                             | December 2023 |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | F             | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. |  |  |  |
|                                                                                                                                                                                             | 1             | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | 11  | 12  | 13  | 14  | 15  | 16  | 17  | 18  | 19  | 20  | 21  | 22  | 23  | 24  | 25  | 26  | 27  | 28  | 29  | 30  | 31  |  |  |  |
| Second Public Hearing for Project:<br>Town to Consider Extension Request and OCR Terms:<br>Extension Request Preparation & Submittal to OCR:<br>ERR/RROF Review and Revision/Re-evaluation: |               |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | January 2024  |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | M             | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   |  |  |  |
|                                                                                                                                                                                             | 1             | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | 11  | 12  | 13  | 14  | 15  | 16  | 17  | 18  | 19  | 20  | 21  | 22  | 23  | 24  | 25  | 26  | 27  | 28  | 29  | 30  | 31  |  |  |  |
| Bid Document Preparation:                                                                                                                                                                   |               |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | February 2024 |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | Th.           | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. |     |     |  |  |  |
|                                                                                                                                                                                             | 1             | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | 11  | 12  | 13  | 14  | 15  | 16  | 17  | 18  | 19  | 20  | 21  | 22  | 23  | 24  | 25  | 26  | 27  | 28  | 29  |     |     |  |  |  |
| Bid Document Preparation:<br>Project Put Out to Bid and Bid Advertisement Published:                                                                                                        |               |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | March 2024    |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | F             | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. |  |  |  |
|                                                                                                                                                                                             | 1             | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | 11  | 12  | 13  | 14  | 15  | 16  | 17  | 18  | 19  | 20  | 21  | 22  | 23  | 24  | 25  | 26  | 27  | 28  | 29  | 30  | 31  |  |  |  |
| Project Put Out to Bid and Bid Advertisement Published:<br>Bid Opening:<br>Bid Review and Award:                                                                                            |               |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | April 2024    |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | M             | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. |     |  |  |  |
|                                                                                                                                                                                             | 1             | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | 11  | 12  | 13  | 14  | 15  | 16  | 17  | 18  | 19  | 20  | 21  | 22  | 23  | 24  | 25  | 26  | 27  | 28  | 29  | 30  |     |  |  |  |
| Bid Review and Award:<br>Pre-Construction Meeting:<br>Construction Contract Document & Submittal Review:<br>Construction:                                                                   |               |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | May 2024      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | W             | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   |  |  |  |
|                                                                                                                                                                                             | 1             | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | 11  | 12  | 13  | 14  | 15  | 16  | 17  | 18  | 19  | 20  | 21  | 22  | 23  | 24  | 25  | 26  | 27  | 28  | 29  | 30  | 31  |  |  |  |
| Construction:                                                                                                                                                                               |               |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | June 2024     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |
|                                                                                                                                                                                             | Sa.           | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. | M   | Tu. | W   | Th. | F   | Sa. | Su. |     |  |  |  |
|                                                                                                                                                                                             | 1             | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | 11  | 12  | 13  | 14  | 15  | 16  | 17  | 18  | 19  | 20  | 21  | 22  | 23  | 24  | 25  | 26  | 27  | 28  | 29  | 30  |     |  |  |  |
| Construction:<br>Town to Review and Consider Final Pay Request:<br><i>Construction Contract Close-out</i>                                                                                   |               |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |  |  |  |

\* Proposed Project Extension Deadline: June 28, 2024

Legend:

- Anticipated Time for Schedule Item
- Weekend or holiday



## Dan Fagnani

---

**From:** Mark Blauer <mblauer@evenlink.com>  
**Sent:** Friday, December 1, 2023 11:57 AM  
**To:** Philion, Charles (HCR); Kola, Savitry (HCR); Dennis Bacon  
**Cc:** Dave Ohman; Joe Gollin; c.gerow@townofliberty.org; Nicholas; supervisorde mayo@townofliberty.org; Damon Knack (d.knack@townofliberty.org)  
**Subject:** Re: Town of Liberty #641PW78-21

Charlie and Savitry

My sincere thanks for this opportunity to submit an extension request for the Town.

I am sure that the Town will be agreeable to all your conditions. We are conducting our 2nd hearing on Monday night and I will discuss implementation with Supervisor DeMayo and Dave Ohman and/or Joe Gollin of Delaware Engineering on Monday evening.

Best Regards

Mark Blauer

On 12/1/2023 11:32 AM, Philion, Charles (HCR) wrote:

The OCR has no objection to the Town proceeding as proposed, with the following conditions:

1. The Town needs to submit a request for extension through June 28, 2024
  1. The OCR will be unable to consider any further requests for extension beyond that date
  2. The request needs to include a schedule for bidding/contracting the additional work
2. Prior to proceeding with a new/revised ERR/RROF
  1. Review the original ERR/RROF to determine if this can be addressed through a Part 58.47 re-evaluation

### **Charlie Philion**

Program Director Community Development

### **New York State Homes & Community Renewal**

Office of Community Renewal

38-40 State Street, 4 South

Hampton Plaza

Albany, NY 12207

Desk: 518-474-2182 Cell: 518-443-9198

[Charles.Philion@hcr.ny.gov](mailto:Charles.Philion@hcr.ny.gov)

[Community Development Block Grant | Homes and Community Renewal \(ny.gov\)](#)

**From:** Mark Blauer <mblauer@evenlink.com>

**Sent:** Friday, December 1, 2023 11:19 AM

**To:** Kola, Savitry (HCR) <savitry.kola@hcr.ny.gov>; Dennis Bacon <dbacon@delawareengineering.com>

**Cc:** Philion, Charles (HCR) <Charles.Philion@hcr.ny.gov>; dohman@DELAWAREENGINEERING.com; Joe Gollin <jgollin@delawareengineering.com>; c.gerow@townofliberty.org; Nicholas

[n.rusin@townofliberty.org](mailto:n.rusin@townofliberty.org); [supervisordemayo@townofliberty.org](mailto:supervisordemayo@townofliberty.org); Damon Knack  
([d.knack@townofliberty.org](mailto:d.knack@townofliberty.org)) <[d.knack@townofliberty.org](mailto:d.knack@townofliberty.org)>  
Subject: Re: Town of Liberty #641PW78-21

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Savitry and Charlie

Thank you for giving the Town permission to use the \$15,000 for Boyd Road repair work to get through the winter with minimal inconvenience to motorists.

This morning Dave Ohman of Delaware Engineering is traveling to White Sulphur Springs to look at Boyd Road to determine just how and where to spend the \$15,000 to patch up the roadway till Spring. As matters stand this \$15,000 would be spent in early December and the Town would proceed to close out its contract with Tweedie. A large disbursement would be submitted in mid December. A final disbursement would be submitted in mid January. An unspent balance of around \$190,000 would be de-obligated.

Since your November 22nd email granting permission the Town has reached out to me asking that I make a further request to use remaining funds not already obligated to construction. Even if OCR was agreeable to allowing such work a contract extension into 2024 would be required.

Boyd Road was already in just fair condition before construction began in September. The bid package included only trench restoration because (1) the Town did not think the budget would permit shoulder to shoulder repaving and (2) the Town already intended to resurface Boyd Road in Spring 2024 using its own funds. Our request for the \$15,000 supposed the Town's planned resurfacing in Spring 2024, at a likely cost of \$20,000 in Town funds, would restore the road to a usable condition.

Delaware Engineering is reporting that the damage to Boyd Road as a result of the water main installation is far more serious than originally projected. Boyd Road is an area of high groundwater and poorly drainage soils. Such a soft subsurface usually only results in more rapid deterioration (alligatoring) under normal traffic conditions but is susceptible to rapid degradation when subjected to construction equipment traffic. Boyd Road has suffered damage that cannot be remedied just by resurfacing. Instead the road will require reconstruction.

Attached is a pdf document with four photographs of Boyd Road on November 28th. Also attached is a proposed cost estimate for reconstruction of Boyd Road. The estimate is \$182,225. The Town is prepared to contribute the \$20,000 it intended to use for resurfacing to the effort.

We realize that reconstruction can only occur if it (1) the Town revises its Environmental Review Record, (2) the Town's publish a new NOI-RROF and (3) the Town bids out reconstruction as a separate contract. These tasks could be completed by the end of March 2024. As the asphalt plants only reopen in April in Sullivan County, construction could be completed by the end of June 2024.

As this is the Town's last CDBG project for White Sulphur Springs, and may be its last CDBG project ever, we would like to complete this effort underway since 2014 without leaving neighborhood residents dissatisfied.

The Town is asking for a conference call with OCR to determine if reconstructing Boyd Road is even a possibility as it would require a six month extension. If not possible they would close out the project in January 2024, but at least they would have asked.

Thanks for your consideration of this request.

Mark Blauer, Blauer Associates

On 11/22/2023 12:59 PM, Kola, Savitry (HCR) wrote:

Hi Mark,

The OCR has no objection to the Town moving forward with the roadway restoration.

Please reach with any questions or con

**Savitry Kola**  
Community Developer

**New York State Homes & Community Renewal**  
Office of Community Renewal  
38-40 State St., Hampton Plaza, 4<sup>th</sup> Floor South  
Albany, NY 12207  
P: (518)-474-2057  
F: (518)-474-5247  
[Savitry.Kola@hcr.ny.gov](mailto:Savitry.Kola@hcr.ny.gov)  
[Community Development Block Grant | Homes and Community Renewal \(ny.gov\)](#)

Join us for “OCR Office Hours” on the first Wednesday of every month. Beginning 12/6/2023 at 1:00 PM, representatives of all OCR programs will be available virtually via WebEx to offer a casual opportunity for program administrators or interested applicants to meet OCR staff, ask questions, and discuss project ideas. Join us via this link:  
<https://meetny.webex.com/meetny/j.php?MTID=mf758a136b6069a1a36203cf5c7d29012>

**From:** Mark Blauer <[mblauer@evenlink.com](mailto:mblauer@evenlink.com)>  
**Sent:** Tuesday, November 21, 2023 12:15 PM  
**To:** Dennis Bacon <[dbacon@delawareengineering.com](mailto:dbacon@delawareengineering.com)>; Kola, Savitry (HCR) <[savitry.kola@hcr.ny.gov](mailto:savitry.kola@hcr.ny.gov)>  
**Cc:** Pillion, Charles (HCR) <[Charles.Pillion@hcr.ny.gov](mailto:Charles.Pillion@hcr.ny.gov)>; dohman@DELAWAREENGINEERING.com; Joe Gollin <[jgollin@delawareengineering.com](mailto:jgollin@delawareengineering.com)>; c.gerow@townofliberty.org; Nicholas <[n.rusin@townofliberty.org](mailto:n.rusin@townofliberty.org)>; [supervisordemayo@townofliberty.org](mailto:supervisordemayo@townofliberty.org); Damon Knack <[d.knack@townofliberty.org](mailto:d.knack@townofliberty.org)> <[d.knack@townofliberty.org](mailto:d.knack@townofliberty.org)>  
**Subject:** Re: Town of Liberty #641PW78-21

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## Homes and Community Renewal

KATHY HOCHUL  
Governor

RUTHANNE VISNAUSKAS  
Commissioner/CEO

December 14, 2023

Frank DeMayo  
Supervisor  
Town of Liberty  
120 North Main Street  
Liberty, 12754-1861

Re: Contract Extension Request - Approved  
NYS CDBG Project # 641PW78-21

The NYS Office of Community Renewal (OCR) is in receipt of the Town of Liberty's letter requesting an extension beyond the project completion deadline of January 5, 2024. The decision to extend the project completion date is based on, but not limited to, several factors such as past performance of the recipient, the nature of the delay, and whether the project can be completed within a reasonable extended timeframe.

Based on OCR's review and careful consideration the Town of Liberty's request for an extension has been granted, and your revised project completion date is June 28, 2024, at which time the grant agreement will terminate. The project must be completed and all costs incurred no later than the completion date of the grant agreement. **Please be advised that any costs incurred after the revised project completion date will be ineligible for NYS CDBG reimbursement. Further requests for extension beyond June 28, 2024 may not be considered.** According to NYS CDBG policies the Town of Liberty will have up to 30 days after the revised completion date to submit a final reimbursement request for costs incurred up to the completion date. Following the submission of the final request for funds, all remaining NYS Community Development Block Grant (CDBG) funds for this project will be deobligated and reallocated according to New York State's Action Plan.

We share in your goal of successfully completing the project; therefore, we will work with you to closely monitor the progress and provide you with technical assistance as needed.

Please contact Community Developer Savitry.Kola@hcr.ny.gov within the next five days to discuss a schedule to complete your project within the revised timeframe and to formally close out your project.

Sincerely,

Charles Phillion  
Program Director  
Office of Community Renewal

cc: Nicholas Rusin, Secretary to the Supervisor, Town of Liberty  
Mark Blauer, President, Blauer Associates  
David Ohman, Engineer, Delaware Engineering, P.C.  
Savitry Kola, Community Developer, OCR

## RESOLUTION TO JOIN THE SULLIVAN O&W RAIL TRAIL ALLIANCE

**WHEREAS**, The Town of Liberty contains a section of the former O&W railroad corridor; and

**WHEREAS**, a portion of the O&W corridor has been developed into a multi-use rail trail that is owned and maintained by the Town of Liberty; and

**WHEREAS**, the Town of Liberty participated with Sullivan County and other municipalities in the creation of the *Sullivan O&W Rail Trail Feasibility Study* that details recommendations for building out the rail trail ("Trail") in Sullivan County by connecting the existing developed sections to create a 50+/- mile long facility from Mamakating through Rockland, and by creating a new trail along the former O&W spur line traveling south through Monticello; and

**WHEREAS**, the Town Board of the Town of Liberty recognizes the Trail provides a multitude of community benefits including enhanced quality of life, higher property values, economic development, sales tax revenue, and better public health and that these benefits will increase as the Trail is expanded and improved; and

**WHEREAS**, the Town of Liberty has been engaged with other Trail municipalities and stakeholders in the implementation of the *Sullivan O&W Rail Trail Feasibility Study*, collaborating on Trail branding, marketing and promotion, clean-up, grant seeking and other activities; and

**WHEREAS**, the *Feasibility Study* recommends "the creation of a trail coalition...to assist municipalities operating and maintaining the Trail," further recommending that such group be established as a non-profit 501c3 corporation and that members 'should pay dues to fund {its} operations;" and

**WHEREAS**, Trail stakeholders, including representatives of the Town of Liberty have met to plan for the creation of such a group, determining to establish the Sullivan O&W Rail Trail Alliance ("Alliance") for the purposes of conducting project development, fundraising and grant seeking, maintenance, marketing and promotion, and special events related to the Trail,

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Liberty

1. Will be a member of the Sullivan O&W Rail Trail Alliance, when established, and hereby acknowledges the terms and conditions of the Alliance Bylaws, including the administrative compliance and audit requirements; and
2. Will appoint a representative and alternate to serve on the Alliance Board and to apprise the Town of Liberty Board of Alliance activities and Trail development; and
3. Will adhere to the design guidelines and brand guide in the *Sullivan O&W Rail Trail Feasibility Study* when implementing trail expansion and/or improvements; and

**BE IT FURTHER RESOLVED**, that the Town of Liberty does hereby authorize funding for the Sullivan O&W Rail Trail Alliance in a minimal annual amount, determined by the fiscal health of the municipality and as determined annually during the Town's budget review process. Such funds shall be used for operating expenses, trail marketing and promotion, fundraising and such common maintenance activities as may be determined by the Alliance.

APPROVED: \_\_\_\_\_

## Sullivan O&W Rail Trail Alliance

### Advisory Committee Voting Members (for the 2024 calendar year)

| Affiliation                      | Member Name      | Designated Alternate |
|----------------------------------|------------------|----------------------|
| <b>MUNICIPAL MEMBERS</b>         |                  |                      |
| County of Sullivan               | Heather Brown    | Heather Jacksy       |
| Town of Fallsburg*               | Heather Carnesi  | Jen Edwards          |
| Town of Forestburgh              | Dan Hogue Jr.    |                      |
| Town of Liberty                  | Frank Demayo     | Nick Rusin           |
| Village of Liberty               | Joan Stoddard    |                      |
| Town of Mamakating               | Michael Robbins  | Kerron Barnes        |
| Village of Monticello            | George Nikolados |                      |
| Town of Rockland                 | Rob Eggleton     | Russell Budd         |
| Town of Thompson                 | Bill Rieber      | Jill Weyer           |
| Village of Wurtsboro             | Frank Sisco      | Lyman Holmes         |
| Village of Woodridge             | Joan Collins     | Myra Bennett         |
| <b>COMMUNITY TRAIL ADVOCATES</b> |                  |                      |
| Catskill Mountainkeeper          | Ramsay Adams     | Beth Scullion        |
| Sullivan 180                     | Shannon Cilento  | Denise Frangipane    |
| Cornell Cooperative Extension    | Wanda Cruz       |                      |
| Sullivan Catskills Visitors Assn | Roberta Lockwood | Herb Clark           |
| The Center for Discovery         | John Conway      |                      |
| Morgan Outdoors*                 | Lisa Lyons       |                      |
| Delaware Engineering*            | Helen Budrock    |                      |
| Vision Hudson Valley*            | Burt Thelander   |                      |
| Open Space Institute             | Tatum Justice    |                      |
|                                  |                  |                      |

**Notes:**

Fiscal sponsorship provided by Catskill Mountainkeeper

Staff support provided by Sullivan County Division of Planning

*Completed Forms Received as of 12/7/23*

*\* Membership dues received as of 12/7/23*

### **Section III - MEETINGS**

The Alliance will typically meet monthly, or as needed, at a date and time decided upon by a majority of the membership. Meetings may be held in person or members may participate by electronic means to facilitate interactive discussions. The Committee Chair will be responsible for chairing all regular meetings of the Alliance and will prepare an agenda before each meeting. In accordance with the terms of the Fiscal Sponsorship Agreement, Catskill Mountainkeeper will be responsible for providing financial statements in advance of each meeting.

### **Section IV—RESPONSIBILITIES AND DUTIES:**

To fulfill its responsibilities and duties, the Alliance shall:

- 1) Coordinate ongoing activities to advance build-out of the trail and assist with researching and securing grants for the benefit of all trail segments as needed.
- 2) Maintain a web site and social media presence, and periodically sponsor events and trail stewardship activities to promote use and awareness of the trail.
- 3) Publish and distribute trail maps and other printed material to promote use and awareness of the trail.
- 4) Review and coordinate with the efforts of other regional advocacy or trail-work groups, including the Pathways Committee of Vision Hudson Valley, to advance the concept of building a region-wide interconnected trails network.
- 5) Maintain minutes or other records of meetings and activities of the Committee.
- 6) Report regularly to the Catskill Mountainkeeper Board of Directors.

### **Section V—MEMBERSHIP DUES:**

To generate revenue in support of the aforementioned activities, an annual request for membership dues shall be made to each voting member of the Alliance. Payment of membership dues shall be strictly voluntary, and any revenue generated will be used primarily for marketing, promotion and trail maintenance activities. The ability and/or willingness to pay membership dues will not affect anyone's standing as a voting member. The annual suggested dues shall be \$500 for Municipal members and \$100 for other members, but any amount is acceptable.

**Adopted:** \_\_\_\_\_ **Updated:**



**SULLIVAN O&W RAIL TRAIL ALLIANCE  
ADVISORY COMMITTEE CHARTER**

**Section I — ALLIANCE PURPOSE:**

The Sullivan County O&W Rail Trail Alliance (the “Alliance”) is a collaboration between several government entities, non-profit organizations, and individuals in Sullivan County, New York formed for the following purposes:

- 1) To implement the goals and objectives of the Sullivan O&W Rail Trail Feasibility Study;
- 2) To promote regional development and maintenance of sections of the O&W Rail Trail in Sullivan County, NY in partnership with local government;
- 3) To market and promote the O&W Rail Trail through printed and digital media, and organizing events on the trail;
- 4) To raise funds, including soliciting donations and applying for grants, to further the purposes set forth above;

These purposes will be achieved through cooperative participation by Alliance members. The Alliance is organized exclusively for public and charitable purposes and is fiscally sponsored by the Catskill Mountainkeeper Inc. as part of its Fiscal Sponsorship Program. As such, the Alliance is bound by the terms of the Fiscal Sponsorship Agreement annexed hereto as Appendix A.

**Section II — ALLIANCE COMPOSITION**

The Alliance shall be comprised of 21 voting members as follows:


- 1) Eleven (11) municipal members, including the Town Supervisors and/or Village Mayors (or their designee) representing the Town of Rockland, Town of Liberty, Village of Liberty, Town of Fallsburg, Village of Woodridge, Town of Mamakating, Village of Wurstboro, Town of Thompson, Village of Monticello, Town of Forestburgh and the County of Sullivan.
- 2) Ten (10) members from the community at large who share an interest in trails advocacy and building healthy communities, to be agreed upon by a majority of the municipal members, and confirmed by the Catskill Mountainkeeper Board of Directors.

Prior to the beginning of each calendar year, three officers (elected by the advisory committee members) will be chosen to coordinate the Alliance’s responsibilities and duties for the upcoming year, as outlined in Section III below. One of the officers will be appointed as Committee Chair to serve as the primary point of contact with Catskill Mountainkeeper, Inc. and to be the official signatory on the Fiscal Sponsorship Agreement. The remaining officers will serve as Co-Chairs.



# Resolution for an Audit of the New York State 2022 General Election

SECOND EDITION




**Whereas** It is a recognized civil right in the United States for every citizen to have free and fair elections. “And the right of suffrage can be denied by a debasement or dilution of the weight of a citizen’s vote just as effectively as by wholly prohibiting the free exercise of the franchise.” (Reynolds v. Sims, 377 U.S. 533 (1964))

**Whereas** It is the affirmative duty of our election officials to comply with all Federal and State laws governing administration and procedure of our elections, thereby guaranteeing our elections are accurate and free from distortion or manipulation. “Congress seeks...to guard the election of members of Congress against any possible unfairness by compelling...everyone concerned in holding the election to a strict and scrupulous observance of every duty devolved upon him while so engaged... The evil intent consists in disobedience to the law.” (In Re Coy, 127 U.S. 731 (1888)).

**Whereas** Our constitutional system of representative government only works when the worth of honest ballots is not diluted by invalid ballots procured by corruption, and assuring accuracy can only be achieved through fealty to those laws governing the following four tenets of an election:

1. The Voter Rolls Must Be Accurate (National Voter Registration Act, 1993).
2. Votes Counted Must Be From Eligible Voters (US Constitution, Fourteenth Amendment).
3. The Number of Votes Counted Must Equal the Number of Voters Who Voted.
4. There Can Be No More Than One in 125,000 Ballots in Error by the Voting System (Help America Vote Act, 2002).



**Whereas** An open-source audit of the New York State 2022 General Election conducted by New York Citizens Audit has uncovered evidence of massive inaccuracies that violate both Federal and State laws, including:


- ♦ **5,142,950** ineligible or uncertain registration violations found within the NY State voter roll database.
- ♦ **732,359** votes cast by ineligible or uncertain registrants.
- ♦ **35,312** more votes counted than voters who voted in the 2022 general election. No one knows who cast them.
- ♦ **745,246** apparent voting violations in excess of the legal standard of system accuracy for a valid federal election. For the 2022 election in New York this number was **48**.
- ♦ Certification as defined by law, an attestation of accuracy and compliance, appears to have been fraudulent and illegal.

**Whereas** These findings trample accuracy requirements of voting systems for a Federal Election, wherein the system shall achieve a target error rate of no more than one in 10,000,000 ballot positions, or one in 125,000 ballots. For a voting system, accuracy is defined as the ability of the system to capture, record, store, consolidate and report the specific selections and absence of selections, made by the voter for each ballot position without error.

**Whereas** It must be known factually, and provably, that the intent of the voters is accurately represented by election results before certification can be lawfully conducted. Certification of an election that varies from the law is an abridgement of the civil rights of the citizens, a Fraud ab Initio. (United States v. Throckmorton, 98 U.S. 61 (1878)).

**Whereas** State and Federal Officials have met the efforts of New York Citizens Audit to seek redress for these egregious violations with indifference and inaction, including the Attorney General, Secretary of State, State Board of Elections, Inspector General, Federal Bureau of Investigations, State Leadership of Democrat and Republican parties, County Election Officials, Sheriffs, District Attorneys, and others.

**Whereas** None of the reported 2020 violations were addressed prior to the administration and certification of the 2022 General Election, and there prevails a spirit of extreme contention and zero trust between people of differing political ideologies across New York, which is destructive to our families, our way of life, and the fabric of these United States.



**Therefore** We call upon our Representatives including Town Board Members, County Legislators, State Legislators, Federal Legislators, Law Enforcement, Federal and State Prosecutors, and Judges to provide relief to the people, and the assurance of domestic tranquility, through the fulfillment of each of the following firm requests:

1. A complete end-to-end audit, from registration through certification, of the New York State 2022 General Election, for both paper and electronic records, including ballots, by a mutually agreed upon external, third-party bonded auditing firm, possessed of adequate insurance and indemnification for the handling and protection of the personal identifying information of millions of New York citizens, in order to determine the true error rate. This audit will provide a comprehensive report and analysis of all lapses and errors with explanation of cause where it can be determined.
2. The enactment of legislation defining a mutually agreed upon process by which an end-to-end audit would be triggered in any future elections.
3. The enactment of legislation defining a mutually agreed upon accuracy rate for the voter roll databases.
4. The enactment of legislation allowing for anonymous vote verification and tracking by the voter (open-source, royalty-free patent pending), including automatic mechanisms to report and remedy errors during the canvass period following an election, regardless of ballot entry source.
5. Criminalize election misconduct explicitly with regard to State election law, and increase penalties to reflect the societal and generational harms inflicted by these crimes.

— Resolution on following page —



# Be it Resolved

That Liberty, NY stands in support with the concerns and remedies presented here. We implore the Sullivan County Legislature, NYS Legislature, Federal Legislators, Law Enforcement, Federal and State Prosecutors, Judges, and both State and County Boards of Elections to cooperate and fulfill these firm requests of the people.

| RESULTS OF THE VOTE              | YEA   | NAY   | SIGNATURE |
|----------------------------------|-------|-------|-----------|
| Supervisor<br>Frank DeMayo       | _____ | _____ | _____     |
| Councilman<br>Dean Farrand       | _____ | _____ | _____     |
| Councilman<br>John Lennon        | _____ | _____ | _____     |
| Councilman<br>Brian McPhillips   | _____ | _____ | _____     |
| Councilman<br>Vincent McPhillips | _____ | _____ | _____     |

As recorded on the \_\_\_\_\_ of \_\_\_\_\_, 2023.



# Appendix to the Resolution

## Research Sources for the Open-Source Audit by New York Citizens Audit:

- A copy of NYSVoter database obtained via FOIL request from the NYS Board of Elections on December 19, 2022.
- 2022 Certified Statewide General Election Results, downloaded from the official website of the NYSBOE.

## Relevant Laws applicable to an End-to-End Audit:

- US Constitution; Article 1, Section 4.
- H.R. 2 The National Voter Registration Act of 1993 (Pub. L. 103-31).
- H.R. 3295 The Help America Vote Act of 2002 (Pub.L. 107-252).
- Federal Election Assistance Commission Voting System Standards Volume I: Performance Standards, April, 2002.
- Federal Information Security Modernization Act of 2014 (Public Law 113-283). originally Federal Information Security Management Act of 2002 (Public Law 107-347 (Title III)).
- National Institute of Standards and Technology SP 800-53: Security and Privacy Controls for Information Systems and Organizations.
- FIPS 199 - Standards for Security Categorization of Federal Information and Information Systems.
- U.S. Code: Title 52; Subtitle I—Voting Rights (§§ 10101 – 10702), Subtitle II—Voting Assistance and Election Administration (§§ 20101 – 21145) including:
  - ◆ 52 USC §10101(b)—Intimidation, threats, or coercion.
  - ◆ 52 USC §10307(c)—False Information in, and Payments for, Registering and Voting.
  - ◆ 52 USC §20701—Retention and preservation of records and papers by officers of elections.
  - ◆ 52 USC §20702—Theft, destruction, concealment, mutilation, or alteration of records or papers.
  - ◆ 52 U.S. Code § 21081—Voting systems standards (HAVA).
  - ◆ 52 U.S. Code § 21083—Computerized statewide voter registration list requirements and requirements for voters who register by mail.
- 18 USC §241—Conspiracy Against Rights.
- 18 USC §242—Deprivation of Rights Under Color of Law.
- 18 USC §1519—False Records in the Administration of a Federal Matter.
- 18 USC §1028A—Aggravated Identity Theft.
- 18 USC § 514—Fictitious obligations.
- Consolidated Laws of New York; Chapter 17, Elections.
- New York Codes, Rules, and Regulations; Title IX Executive Department, Subtitle V—State Board of Elections.
- NY Penal Law, Part 3, Title K § 190.80 Identity theft in the first degree.
- NY Penal Law, Part 3, Title K §170.10 forgery in the second degree.



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# New York's 2020 General Election: A Study in Deficits

A report produced by New York Citizens Audit

## SUMMARY SHEET

SECOND EDITION

**New York Citizens Audit** is a citizen's group organized for the purpose of performing an open-source audit of the New York State Board of Elections.

## The three basic tenets of an election:

- ▶ **Voter Rolls must be accurate.**
- ▶ **Votes counted must be from qualified voters.**
- ▶ **The number of votes counted must equal the number of voters who voted.**

## Findings:

(as presented in the attached full report, "A Study in Deficits")

- ▶ **2,427,827** NYSVoter ID numbers attached to **1,170,790** registrants (p. 2)
- ▶ **987,490** voters registered on January 1st from 1900 to 2021 (p. 3)
- ▶ **1.9M** registrations in the state voter rolls missing from the county rolls (p. 4)
- ▶ **625,359** more registrations than voting-age citizens in just six counties (p. 4)
- ▶ **740,396** apparently ineligible votes statewide (p. 8)
- ▶ **338,356** more votes counted than voters who voted in 2020 (p. 10)
- ▶ **195,271** votes cast in NYC that went missing in the NYSVoter database (p. 11)

## Conclusions:

- ▶ **Over 1,000,000** apparent felony violations of NYS Election Law.
- ▶ **95** State and Federal legislative races impacted by **740,396** apparently ineligible votes.
- ▶ The NYSBOE, whether by dereliction of duty or deliberate malfeasance, appears to have materially affected election outcomes in NY. A full end-to-end audit by professionals and possibly law enforcement is warranted.

## Data Sources:

- New York State Board of Elections Voter Rolls provided October 21, 2021
- County Voter Rolls (not all counties have responded to FOIL requests)
- NYS Secretary of State official website



AuditNY.com | Info@AuditNY.com

# New York's 2022 General Election & The Reign of Error | SUMMARY SHEET, SECOND EDITION

## APATHY, INCOMPETENCE, OR MALFEASANCE?

### ▶ THERE ARE TWO KINDS OF ELECTIONS IN AMERICA:

- ▶ ACCURATE
- ▶ INVALID

### ▶ WHAT MAKES AN ELECTION VALID?

The Legal Standard for a certifiable election is based on Four Tenets of Law:

- ▶ Voter rolls must be accurate,
- ▶ Votes counted must be from eligible voters,
- ▶ The number of votes counted must equal the number of voters who voted,
- ▶ The maximum allowable system error rate in a valid election is 1/125,000 ballots in error.

---

#### 1. Are the voter rolls accurate, as required by the National Voter Registration Act of 1993 (accurate is defined as "free from error" in Webster's dictionary) (P.1)?

- 5,142,950 apparent registration violations in NYSvoter, including:
  - o 1,545,711 purged registrations with no purge date (P.2)
  - o 1,467,399 illegal duplicate registrations (P.2)
  - o 712,000 purged records that were never active (P.2)

---

#### 2. Are votes counted from eligible voters, as required by the Constitution?

- A total of 745,294 of the apparent voting violations in the 2022 GE have a vote cast (P.7)
- 449,856 illegal duplicate registrations voted, and 2,440 cast double or more votes (P.7)
- 254,090 votes cast by people registered on January 1st, an invalid registration date (P.7)
- 16,623 blank address registrants voted (P.7)

---

#### 3. Does the number of votes counted equal the number of voters who voted?

- 5,965,684 votes counted (NYSBOE official reported results of 2022 GE report)
  - 5,930,372 voters who voted (NYSvoter raw data, official federal document)
- 35,312 more votes counted than voters who voted (P.10)**

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#### 4. Was the 2022 (and 2020) Election Valid?

The maximum allowable system error rate in a valid, certifiable election is stringent—1/125,000 ballots in error according to the Help America Vote Act. (P.11)

|                              |         |                              |         |
|------------------------------|---------|------------------------------|---------|
| 2022 allowable system errors | 48      | 2020 allowable system errors | 70      |
| 2022 apparent voting errors  | 745,246 | 2020 apparent voting errors  | 960,476 |

Page numbers referenced are those in the [full report](#) available at [AuditNY.com](#)



# New York's 2022 General Election & The Reign of Error | SUMMARY SHEET, SECOND EDITION

## APATHY, INCOMPETENCE, OR MALFEASANCE?



### ▶ FRAUD ALERT

Many of the issues presented in this report are listed in the guidance posted by the Department of Defense Inspector General's "Comprehensive List of Fraud Indicators" and the NY State Comptroller's Office "Red Flags for Fraud." (P12)

### ▶ CONCLUSION

The 2022 (and 2020) General Elections in New York were not provably valid at the time of certification, as required by law. All the data audited by NYCA are official records provided by the New York State and county boards of elections. Yet they have dismissed or excused these findings, while launching campaigns that are not factually honest to intimidate both researchers and citizens. Probable cause for an investigation has been demonstrated.

Please find a link to the the [full report at AuditNY.com](https://www.auditny.com)

#### Data Sources:

1. National Voter Registration Act, 1993
2. US Constitution
3. Help America Vote Act, 2002
4. NY State voter rolls obtained from NYSBOE on 12/19/2022

### DONATE to support our efforts TODAY!

*NY Citizens Audit is a 501(c)(3) non-profit organization dedicated to sovereignty through honest provable elections.*



**New York Citizens Audit** is a citizen's group organized for the purpose of performing an open-source audit of the New York State Board of Elections, to ensure our elections are valid.



# New York's 2020 General Election:

## A STUDY IN DEFICITS

SECOND EDITION

Report Produced by New York Citizens Audit

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New York Citizens Audit is a citizen's group organized for the purpose of performing an open-source audit of the 2020 General Election in New York. The following report focuses on the three basic tenets of an election:

- 1 ► **Voter rolls must be accurate,**
- 2 ► **Votes counted must be from qualified electors,**
- 3 ► **The number of votes counted must equal the number of voters who voted.**

# 1

## VOTER ROLLS MUST BE ACCURATE

Researchers from New York Citizens Audit (NYCA) examined voter rolls provided by the New York Board of Elections (NYSBOE), as well as voter rolls provided by the county BOEs (where these were granted), pursuant to freedom of information law (FOIL) requests. New York State election law provides clear guidance regarding the qualifications for a person to register to vote:

### **Election (ELN) CHAPTER 17, ARTICLE 5**

#### **§ 5-102. Qualifications of voters; age and residence.**

1. No person shall be qualified to register for and vote at any election unless he is a citizen of the United States and is or will be, on the day of such election, eighteen years of age or over, and a resident of this state and of the county, city or village for a minimum of thirty days next preceding such election.

#### **§5-204. Local registration; General Provisions for the Conduct of.**

3. b. If the applicant's name does not appear on the list of registered voters and if the applicant is not challenged, and he is found by the inspectors of election to be otherwise qualified, they shall complete his registration as provided herein.
- c. If the person's name appears on the list of registered voters and he is residing at the same address as set forth therein, his registration shall be refused as unnecessary.

Additionally, New York State election law makes clear what elements comprise a complete registration record:

#### **§ 5-500. Registration records; form and content.**

4. The central file registration records and the face of the registration poll records shall contain a space for the voter's signature, preceded by the words, "The foregoing statements are true", and followed by the signature of the two members of the board of inspectors or central registration board by whom the voter is registered. In addition, there shall be spaces for the following entries, all of which shall precede the space for the voter's signature:
  - a. Serial number assigned to voter and county of registration;
  - b. The voter's surname, given name and initials of other names;
  - c. The date of registration;
  - d. The residence address at which the voter claims to reside and post office address, if not the same; and the number or designation of the room, apartment, or floor occupied by the voter if he or she does not claim the entire building as his or her residence;
  - e. The assembly district or ward and the election district in which such residence address is located;
  - f. The length of the voter's residence in the county or city calculated to the time of the next general election;
  - g. Whether the voter has previously voted or registered to vote and, if so, the approximate year in which he last voted or registered and his name and address at the time;
  - h. His date of birth;
  - i. A space for the applicant to indicate whether or not he is a citizen of the United States;
  - j. The gender of the voter (optional);
  - k. The telephone number of the applicant (optional);
  - l. Whether the voter was challenged;
  - m. A space for the applicant to indicate his choice of party enrollment, with a clear alternative provided for the applicant to decline to affiliate with any party.
  - n. On the face of each registration record there also shall be spaces appropriately entitled, for entering information about the cancellation of registration, the date of such cancellation and the reason therefor, and the signature of the two members or employees of the board, representing different political parties by whom the cancellation was recorded;
  - p. A space for pre-registering applicants to respond to the following question: "Are you at least 16 years of age and understand that you must be 18 years of age on or before election day to vote, and that until you will be eighteen years of age at the time of such election your registration will be marked 'pending' and you will be unable to cast a ballot in any election?"

## IRREGULAR REGISTRATION

Despite the simple delineation under New York election law of voter qualifications, and the elements of a complete registration record including those that are considered “optional”, NYCA researchers found the following irregular registrations in the NYSBOE voter rolls (registrations identified as “ineligible” or “eligibility uncertain” are collectively described as “irregular” in this document):

| IRREGULAR REGISTRATION TYPE                      | NUMBER OF IRREGULAR REGISTRATIONS                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|--------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Illegal duplicates*                              | <p><b>2,427,827</b> SBOEID numbers attached to <b>1,170,790</b> individuals regardless of current registration status.</p> <p>Of those, <b>1,374,953</b> were registered for the 2020 GE.</p> <p>Of those registered for 2020, there are <b>1,066,066</b> distinct individuals.</p> <p>This means there are a minimum of <b>1,257,037</b> excess SBOEID numbers regardless of registration status, and a minimum of <b>308,887</b> excess registrations for the 2020 GE.***</p> |
| Double name registrants                          | <b>2,340</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Blank address registrants                        | <b>51,150</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Age discrepant registrants**                     | <b>19,712</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Registration after 2020GE cutoff date, yet voted | <b>27,639</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Last vote date prior to age 12                   | <b>27</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Purged with no purge date listed                 | <b>1,488,251</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Purged before age 12                             | <b>2</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Purged before last voted date                    | <b>126</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Purged before registered                         | <b>1,021</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Registered after last voted date                 | <b>70,429</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Registered before age 12                         | <b>4,724</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |

No total provided due to possible overlap between irregular registration categories.

\* Duplicate name and date of birth, but each assigned a unique state board of elections ID number; can carry multiple votes.

\*\* Under age voter, or older than the oldest person known to be alive in the US.

\*\*\* It is possible that 2 or more individuals share the same name and DOB, but NYCA has no means of knowing if this actually occurred and if so, how often.

### ► Registrations made on federal holidays

NYCA identified:

- **1,106,646** registrations in the voter rolls made on federal holidays, for which there is no known explanation.
- **640,792** of these were registered for the 2020 general election, and
- **365,737** of these voted in the 2020 election.

New Year's Day is a federal holiday. All non-essential government offices are closed on this day. Should it fall on a weekend, when offices are closed anyway, the holiday is observed on the following Monday. Regardless, the NYSBOE voter rolls record **987,490** January 1st registrations across various years, from before the year 1900 through 2021. There are **202,573** January 1st registrations in Kings County. Other New York City counties come close, as shown below. Most New York counties have fewer than 10 registrations on this date, such as Chenango, which has 1.

An accurate registration date is material to determining a voter's eligibility to vote in any given election. An invalid date makes it impossible to determine if the voter was eligible to vote during any election for which a vote was recorded.

| COUNTY       | JANUARY 1ST REGISTRATIONS |
|--------------|---------------------------|
| Bronx        | <b>116,396</b>            |
| Kings        | <b>202,523</b>            |
| New York     | <b>182,739</b>            |
| Queens       | <b>200,701</b>            |
| Richmond     | <b>59,692</b>             |
| <b>TOTAL</b> | <b>762,051</b>            |

### ► National Change of Address and Non-Citizens

Categories of known irregular registration that are not accounted for, as of publication, include individuals labeled in the national change of address (NCOA) database as having moved, and registrations assigned to non-citizens. NYCA is not able to access citizenship records. Recent coverage in the *New York Post* indicates this is a category that should be investigated, however. 63-year-old Abdul Rahman Kargbo, a non-resident green card holder, claims he never registered to vote. Yet he has a voter registration record and, according to the NYSBOE, has voted multiple times over 13 years (<https://nypost.com/2022/09/17/manhattan-immigrant-was-voting-illegally-for-13-years-boe/>). In the article, a NYCBOE whistleblower asserts there "could be thousands" of illegal voters currently registered and voting.

### ► State and County voter roll agreement

NYCA researchers correlated registered voters between state and county voter rolls. This analysis was limited to 7 counties. Correlation was deemed impossible upon discovery of the following discrepancies:

| Total Registrations from State Exceed Registrations from County by... |                  |
|-----------------------------------------------------------------------|------------------|
| New York City                                                         | 781,633          |
| Erie                                                                  | 456,247          |
| Nassau                                                                | 661,850          |
| <b>TOTAL</b>                                                          | <b>1,899,730</b> |

This significant problem appears impossible under NY election law:

#### § 5-614. Statewide voter registration list.

- The official statewide voter registration list shall be created by combining the existing voter registration list maintained by each local board of elections into a single integrated list.
- Adding, changing, canceling or removing voter registration records shall be conducted only by local boards of elections as provided by this chapter.

### ► Over-registration

Further confounding accuracy of the NY voter rolls was the revelation that six New York state counties had in excess of 100% voter registration during the 2020 general election, as compared with their official state reported population by age, and 51 additional counties had over-registration in certain age categories, resulting in an apparent minimum of **625,359 excess registrations**:

| County               | Registered Voters | % Voter Registration Ages 18-100 | Highest Registration Rate by Age |
|----------------------|-------------------|----------------------------------|----------------------------------|
| Allegany             | 27,588            | 100.34                           | 146.62% age 30                   |
| Erie                 | 1,074,115         | 145.48                           | 3475.05% age 100                 |
| Hamilton             | 4,677             | 120.52                           | 444.28% age 97                   |
| Nassau               | 1,641,368         | 155.81                           | 3076.40% age 100                 |
| Westchester          | 1,034,715         | 140.27                           | 1948.08% age 100                 |
| Wyoming              | 38,285            | 125.01                           | 2101.37% age 100                 |
| Bronx                | 868,532           | 79.05                            | 386.03% age 100                  |
| Kings                | 1,728,983         | 85.79                            | 537.44% age 100                  |
| New York (Manhattan) | 1,248,481         | 88.83                            | 427.90% age 100                  |
| Queens               | 1,369,101         | 74.80                            | 226.56% age 100                  |
| Richmond             | 345,990           | 90.81                            | 348.70% age 100                  |
| Suffolk              | 1,116,934         | 93.81                            | 104.38% age 31                   |
| Columbia             | 49,665            | 98.59                            | 120.99% age 32                   |
| Rockland             | 219,206           | 91.53                            | 109.56% age 30                   |

## SUMMARY

It is impossible to describe voter rolls which contain irregular registrations in the millions as “reasonably accurate.” Irregular registrations are present in state and county voter rolls. These registrations may not represent unique eligible voters. There are no innocent explanations known to NYCA that can adequately explain them. NYSBOE and county BOE voter rolls appear to be in significant violation of the Help America Vote Act of 2002:

### H. R. 3295, TITLE III, Subtitle A—Requirements

#### SEC. 303. COMPUTERIZED STATEWIDE VOTER REGISTRATION LIST REQUIREMENTS.

(a) COMPUTERIZED STATEWIDE VOTER REGISTRATION LIST REQUIREMENTS.—

(4) MINIMUM STANDARD FOR ACCURACY OF STATE VOTER REGISTRATION RECORDS.—

The State election system shall include provisions to ensure that voter registration records in the State are accurate and are updated regularly, including the following:

(A) A system of file maintenance that makes a reasonable effort to remove registrants who are ineligible to vote from the official list of eligible voters.

# 2

## VOTES COUNTED MUST BE FROM QUALIFIED ELECTORS

### IRREGULAR REGISTRANTS THAT "VOTED"

Using NYSBOE voter rolls provided on October 21, 2021, "the official statewide voter registration list" according to § 5-614, NYCA counted the following votes assigned to irregular registrations in the general election of November 3, 2020:

| IRREGULAR REGISTRATION TYPE                       | IRREGULAR REGISTRATIONS THAT "VOTED"                                                                                                                                                                                                                                                                                                                                                                                                                       |
|---------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Illegal duplicates*                               | <b>2,427,827</b> SBOEID numbers attached to <b>1,170,790</b> individuals regardless of current registration status.<br><b>Of those, 696,122 voted in the 2020 GE.</b><br>Of those who voted in 2020, there are <b>693,501</b> distinct individuals.<br>This means there are a minimum of <b>2,621</b> votes for the 2020 GE, associated with illegal duplicates, that are both irregular <i>and</i> excess; more than one vote per irregular registrant.** |
| Double name registrants                           | <b>1,049</b>                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Blank address registrants                         | <b>27,496</b>                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| Age discrepant registrants                        | <b>1,301</b>                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Registration after 2020 GE cutoff date, yet voted | <b>27,639</b>                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| Last voted date prior to age 12                   | <b>2</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Purged with no purge date listed                  | <b>30,004</b>                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| Purged before age 12                              | <b>8</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Purged before last voted date                     | <b>1,282</b>                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Purged before registered                          | <b>12</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Registered after last voted date                  | <b>4,070</b>                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Registered before age 12                          | <b>2,255</b>                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Registered on federal holiday                     | <b>365,737</b>                                                                                                                                                                                                                                                                                                                                                                                                                                             |

*No total provided due to overlapping irregularities in some records.*

\* It is possible that 2 or more individuals share the same name and DOB but NYCA has no means of knowing if this actually occurred and if so, how often.

\*\* This number may be artificially low due to deleted votes from state records found to be present in county records.



### ► Name and address are curable at polling sites

According to § 8-302 of NYS election law, some of these defects could have been cured at the polling site. These include an address update or name change. In order to accept an address update, the following procedure must be implemented:

3. (b) A person who claims to have moved to a new address within the election district in which he or she is registered to vote shall be permitted to vote in the same manner as other voters unless challenged on other grounds. The inspectors shall enter the names and new addresses of all such persons in either the first section of the challenge report or in the place provided in the computer generated registration list and shall also enter the new address next to such person's address on such computer generated registration list. When the registration poll records of persons who have voted from new addresses within the same election district are returned to the board of elections, such board shall change the addresses on the face of such registration poll records without completely obliterating the old addresses and shall enter such new addresses and the new addresses for any such persons whose names were in computer generated registration lists into its computer records for such persons.

In order to accept a name change update, the following procedure must be implemented:

- (c) A person who claims a changed name shall be permitted to vote in the same manner as other voters unless challenged on other grounds. The inspectors shall either enter the names of all such persons in the first section of the challenge report or in the place provided in the computer generated registration list, in the form in which they are registered, followed in parentheses by the name as changed or enter the name as changed next to such voter's name on the computer generated registration list. The voter shall sign first on the registration poll record or in the computer generated registration list, the name under which the voter is registered and, immediately above it, the new name, provided that in such registration list, the new name may be signed in the place provided. If a voter has signed a new name in a computer generated registration list, such board shall enter such voter's new name and new signature in such voter's computer record.

The election was certified as accurate and compliant with significant inaccuracies in the voter rolls, each representing an open question regarding compliance.

### ► Affidavit Ballots

Similarly, there are cures that can be effected at the polling site with an affidavit ballot. One example is a blank address. NYCA requested the list of affidavit ballots from each county BOE, along with the reason for its use. One example of how affidavit ballots do not provide an adequate explanation for the irregular votes comes from Steuben County:

#### Steuben County Affidavit Ballots

|                                                                                |            |
|--------------------------------------------------------------------------------|------------|
| Number of active no address registrants                                        | 313        |
| Number of no address registrants who voted in 2020 GE according to NYSBOE      | 204        |
| Number of affidavits provided by the County BOE with a reason of blank address | 7          |
| <b>Discrepancy</b>                                                             | <b>197</b> |

There are simply not enough affidavit ballots from the 2020 general election to cure the irregular votes.

### ► Purged registrant cures

No procedure is given under the law to allow a purged registrant to vote. Every purged registrant that voted is an open question for which a documented audit trail must be provided, proving legitimacy.

► **The outcome of many races is an open question due to the 740,396 irregular votes**

NYCA analyzed the impact of these irregular votes on election outcomes by district, including Congressional district, NYS Senate district, and NYS assembly district. Here is the result by Congressional district:

| District     | Votes Cast       | Victory Margin | Irregular Votes | +Missing Votes *        | Certifiable**            |
|--------------|------------------|----------------|-----------------|-------------------------|--------------------------|
| CD1          | 391,007          | 36,421         | 36,236          |                         | N                        |
| CD2          | 358,019          | 29,162         | 32,179          |                         | N                        |
| CD3          | 392,915          | 46,624         | 47,090          |                         | N                        |
| CD4          | 381,202          | 43,850         | 48,548          |                         | N                        |
| CD5          | 259,225          | 229,125        | 18,469          | +14,398 = <b>32,867</b> | Y                        |
| CD6          | 230,804          | 85,896         | 13,859          | +12,671 = <b>26,530</b> | Y                        |
| CD7          | 219,735          | 59,068         | 15,130          | +9,591 = <b>24,721</b>  | Y                        |
| CD8          | 268,331          | 192,926        | 16,477          | +14,357 = <b>30,834</b> | Y                        |
| CD9          | 269,181          | 183,194        | 15,534          | +12,756 = <b>28,290</b> | Y                        |
| CD10         | 270,574          | 142,657        | 19,284          | +10,496 = <b>29,780</b> | Y                        |
| CD11         | 250,064          | 26,098         | 11,413          | +47,620 = <b>59,033</b> | N                        |
| CD12         | 317,492          | 214,926        | 26,533          | +7,282 = <b>33,815</b>  | Y                        |
| CD13         | 236,290          | 212,012        | 17,082          | +21,817 = <b>38,899</b> | Y                        |
| CD14         | 206,947          | 94,221         | 13,348          | +12,739 = <b>26,087</b> | Y                        |
| CD15         | 173,450          | 148,312        | 11,524          | +22,781 = <b>34,305</b> | Y                        |
| CD16         | 305,800          | 177,420        | 37,671          | +6,481 = <b>44,152</b>  | Y                        |
| CD17         | 360,473          | 71,425         | 38,504          |                         | N                        |
| CD18         | 359,317          | 45,456         | 39,579          |                         | N                        |
| CD19         | 370,139          | 40,805         | 42,714          |                         | N                        |
| CD20         | 368,641          | 80,232         | 35,108          |                         | Y                        |
| CD21         | 325,007          | 65,384         | 28,337          |                         | Y                        |
| CD22         | 325,256          | 69             | 28,525          |                         | Adjudicated              |
| CD23         | 323,837          | 52,154         | 29,485          |                         | N                        |
| CD24         | 352,292          | 36,787         | 34,263          |                         | N                        |
| CD25         | 367,253          | 70,198         | 25,017          |                         | Y                        |
| CD26         | 336,695          | 131,008        | 26,222          |                         | Y                        |
| CD27         | 398,233          | 22,925         | 32,265          |                         | N                        |
| <b>TOTAL</b> | <b>8,418,179</b> |                | <b>740,396</b>  |                         | <b>42% uncertifiable</b> |

\* Please see section 3 of this report for a description of missing votes in NYC.

\*\* If the "N" is red, the number of irregular votes exceeds the margin of victory. If the "N" is blue, the number of irregular votes exceeds 50% of the margin of victory. There is no way to know how irregular votes were cast. In the case where the irregular votes are subtracted from the "winner" and added to the "loser," the outcome would have been opposite; therefore the outcome is unknown and should never have been certified. NYCA is non-partisan and has no preferred candidates.

NYCA analysis of the 2020 general election NYS Senate and Assembly races, conducted in an identical manner to the Congressional table on the previous page, concludes that **38% were seemingly uncertifiable:**

▶ **Seemingly uncertifiable NYS Senate races, by district, 24 out of 63 total:**

1, 3-7, 9, 15, 37-43, 45, 46, 50, 51, 53, 55, 56, 58 and 61.

▶ **Seemingly uncertifiable NYS Assembly races, by district, 60 out of 150 total:**

1-4, 9-17, 19-21, 23, 26, 46, 61, 63, 64, 76, 94, 98, 99, 101, 102, 104-108, 110-122, 124-127, 131-133, 135, 140, 143-146 and 148.

## SUMMARY

**Votes cast by ineligible registrants are election fraud.** In the financial sector, the discovery of any amount of potential fraud triggers a full investigative audit of the reported figures (see "Threshold of Materiality" in section 5, conclusions). The NYSBOE, whether by dereliction of duty or deliberate malfeasance, is unquestionably responsible for impacting election outcomes in NY, with consequences of as yet unknown magnitude. Only a full end-to-end audit, from registration through certification, by professionals and possibly law enforcement, would be able to provide that conclusion.

# 3

## ▶ THE NUMBER OF VOTES COUNTED MUST EQUAL THE NUMBER OF VOTERS WHO VOTED

NYCA researchers compared reports from various official NY state sources, regarding the 2020 general election vote and voter counts. The comparisons below are based on data downloaded from the NY Secretary of State (NYSOS) website, voter rolls provided by NYSBOE, voter rolls provided by 43 counties, and reporting from NY election precincts.

### ▶ NYCA identified discrepancies in every comparison:

| Votes (NYSOS) | Voters (NYSBOE) | Votes (Precincts) | Voters (43 Counties) | Min Discrepancy | Max Discrepancy |
|---------------|-----------------|-------------------|----------------------|-----------------|-----------------|
| 8,690,614     | 8,418,179       | 8,627,153         | 6,656,149            | 19,266          | <b>338,356*</b> |

\* The max discrepancy is calculated based on the max discrepancy per county, where the greatest discrepancy between 2 sources in one county is different from the 2 sources that yield the max discrepancy in another. The max discrepancy between any 2 sources for the state is between the count of certified votes provided by the Secretary of State and the number of 2020GE votes recorded in the NYSBOE voter roll (272,439 votes).

The fact that a completely unexplained discrepancy between official sources, of 338,356 votes, stands as the certified result of New York's 2020 general election is shocking. No one knows who cast those votes. It is not clear how the various sources differ, since each ostensibly relies on the other as its source. Regardless, **NY officials appear to have certified an election with 338,356 more votes cast than voters who voted, contrary to the law.**

NYCA was able to find one law in NY that addresses the question of procedure regarding discrepancies:

#### § 9-108. Canvass; ballots, verifying number cast.

2. If the ballots found in any box shall be more than the number of ballots so shown to have been deposited therein, such ballots shall all be replaced, without being unfolded, in the box from which they were taken, and shall be thoroughly mingled therein, and one of the inspectors shall, with his or her back to the box, publicly draw out as many ballots as shall be equal to such excess and, without unfolding them forthwith shall enclose them in an envelope which he or she shall then and there seal and endorse "excess ballots for the general election, presidential electors, or party ballots or otherwise", as the case may be, and shall sign his or her name thereto, and place such envelope in the box for defective or spoiled ballots.

Thankfully, this law allowing the indiscriminate disposal of voted ballots was not completely followed in regards to the 2020 general election, and 338,356 voters were not disenfranchised without a trace. The question of "Who cast what?" remains.

### 3. THE NUMBER OF VOTES COUNTED MUST EQUAL THE NUMBER OF VOTERS WHO VOTED

Every county in NY was affected by these discrepancies, but none more so than the five boroughs of New York City:

| County       | Votes (SoS)      | Voters (NYSBOE)  | Votes (Precincts) | Voters (County)  | Max Discrepancy |
|--------------|------------------|------------------|-------------------|------------------|-----------------|
| Bronx        | 432,399          | 382,672          | 426,693           | 424,211          | 49,727          |
| Kings        | 920,380          | 865,412          | 916,009           | 867,198          | 54,968          |
| New York     | 701,405          | 646,452          | 697,813           | 630,859          | 70,546          |
| Queens       | 794,498          | 737,986          | 789,973           | 739,885          | 56,512          |
| Richmond     | 217,899          | 172,350          | 216,767           | 215,955          | 45,549          |
| <b>TOTAL</b> | <b>3,066,581</b> | <b>2,804,872</b> | <b>3,047,255</b>  | <b>2,878,108</b> | <b>277,302</b>  |

#### ► Missing Votes

Voter rolls maintained by the NYCBOE, as well as Dutchess and Onondaga Counties, show **195,271** votes cast in the 2020 general election that are not recorded in the NYSBOE voter rolls.

Voter rolls maintained by the NYSBOE show **28,369** votes cast in the 2020 general election, in Erie and Nassau counties, that are not recorded in the voter rolls maintained by the corresponding county.

There is no innocent explanation for these discrepancies.

## SUMMARY

Discrepancies between various official vote counts are irreconcilable. The remedy for this is to not certify any vote counts that are so affected, or to decertify or nullify any affected election that was certified previously.

# VERIFICATION METHODS

NYCA researchers have used a variety of strategies to verify these findings, using open source information only.

## ► Illegal Duplicates

Much of this effort has centered around seemingly Illegal Duplicate registrants, whose identities have been used to create unlawful official documents without their knowledge. A number of things must occur before an individual voter can have multiple identification numbers and votes assigned to their personal information:

1. An “original record” must be made, often legitimate and connected to a real voter.
2. The original record must be duplicated (illegally) by someone with official access, or using software installed by someone with official access ([§170.10 forgery in the second degree](#), [§190.80 identity theft in the first degree](#), [18 U.S. Code §1028A Aggravated Identity Theft](#), and [§17-160 Procuring fraudulent documents in order to vote](#)).
3. The illegally duplicated record(s) must be entered into the voter roll by someone with official access, and assigned a unique SBOEID ([§17-104 False registration](#), [§17-106 Misconduct of election officers](#)).
4. A vote must be assigned to the replicated record(s) by someone with official access ([§17-132 Illegal voting](#)).

Each registrant, under NY law, must have a registration application document on file, bearing their signature. Using the FOIL process, NYCA requested a set of these application documents, specific to the suspected illegal duplicate registrants identified, from the BOE in each county.

Each responded in a slightly different way but their responses have one thing in common: they either do not supply records for suspected illegal duplicate registrations, or the records they do supply appear to be photographic replicas of forms assigned to other SBOEID numbers thought to be the illegally duplicated source.

For instance, if you have a legitimate voter “John Doe #1”, there will be a legitimate registration application form and SBOEID number in his name. If his data is illegally duplicated, there will be a second SBOEID number and digital record in his name, but there will not be a second application form with signature for John Doe #2. The way counties have responded is consistent with this scenario. They provide records for John Doe #1 in every case. For John Doe #2, they either claim they don’t have access to the record, or they present a variation of John Doe #1’s record, usually a photographic duplicate of the signature attached to a “voter record” (not the application form).

Last, some counties have made tacit admissions that the records in question are seemingly illegal duplicates. They did this by purging the records as duplicates after receiving our FOIL request. This is usually 2 years or more after the registration was created and given active status. Many of them were used to vote.

It is NYCA’s belief that no genuine signed voter enrollment applications exist for these seemingly illegal duplicate registration records.

### ► Canvass

NYCA has used these seemingly forged documents, as well as the original information from the NYSBOE voter rolls, to canvass the suspected illegal duplicates, who may have had their identities stolen from within the NYSBOE. In hundreds of addresses visited, there have been no false positives. Instead, in the process of canvassing, other apparent violations have been uncovered including falsified registration dates, illegal votes cast, and the removal of votes legitimately cast. Sworn affidavits attest to each of these discoveries.

In fact, the discovery during canvass that parts of a registration record are inaccurate has become so “normal,” that NYCA no longer considers the “official statewide voter registration list” to be reliable at all. If an entry in the voter rolls for any given voter is proven to be false, impossible, or irreconcilable with other official records, that portion of the record is false. To be false, it has been falsified, regardless of the reason. A falsified record is invalid.

An accurate voter registration record is material to determining whether legitimate votes were diluted by fraudulently cast ballots, whether votes were correctly tallied, and if state and county election officials have faithfully followed election law.

In two especially egregious cases of apparent identity theft, one where the registrant was assigned 11 SBOEIDs in a 48 hour period, the other assigned 21 SBOEIDs in a 24 hour period, all to the exact same name, DOB, and address, every one of the registrations was found to be false. In the first instance, canvassers found a single homeowner who had been living at that address for decades, long before the registrations were created, and had no knowledge of the registrant. In the second instance, there was similarly no trace of the “voter” at that residence.

## SUMMARY

**NYCA has accurately assessed problems of irregular registration and voting during voter roll analysis. Verifying our suspicions has only led to an increase in known irregularities.**

# CONCLUSIONS

## ▶ The three basic tenets of an election:

- 1 ▶ Voter rolls must be accurate,
- 2 ▶ Votes counted must be from qualified electors,
- 3 ▶ The number of votes counted must equal the number of voters who voted,

**were all significantly violated in the certification of the NY 2020 general election.**

NYCA has already demonstrated that this resulted in the possibly false certification of 95 state and federal legislators, without examination of ballots or investigation of suspicious persons and activities, of which NYCA has received many reports. NYCA has also demonstrated that every race statewide was potentially marred by election fraud.

## ▶ Threshold of materiality

The standard for auditing in accounting and finance is called the “materiality threshold”. If a misstatement concerns 5% or less of a company’s net income, it is considered not material, and no audit is performed. If it concerns 10% or more, it is considered material. For amounts between 5%-10%, it is a judgment call for the auditor. However, according to the Securities and Exchange Commission’s guidelines, any misstatement is material if “the misstatement involves concealment of an unlawful transaction.”

Investigation of NY voter rolls by NYCA, and lack of compliance from some county officials, suggests that election officials may have created systemic fraud within NY elections, which may have resulted in the unlawful alteration of election outcomes. For that reason, the stricter accounting industry threshold of materiality should be used instead of the “exceeds the margin of victory” threshold. According to that standard, no election with demonstrable fraud, or which was administered by officials who demonstrated clear dereliction of duty, should have been certified without an investigation of the apparent anomalies.



# AN END-TO-END AUDIT OF NYSBOE IS WARRANTED

1. NY Citizens Audit volunteers have presented the facts contained in this report, as known to us on May 9, 2022, in petition form to the NY Attorney General, NYSOS, NYSBOE Commissioners, and the leaders of the Republican and Democrat parties. No response was received. Petitions sent to the SOS were returned.
2. NY Citizens Audit volunteers met with investigators at the NY State Police to present the facts contained in this report, as well as other sensitive findings, on June 27, 2022. The materials presented were passed to the Foreign Intelligence Task Force of the FBI. No response was received.
3. NY Citizens Audit volunteers met with sheriffs in 5 counties to present this information, as well as a special report regarding the 308,887 cases of apparent identity theft within the NYSBOE. One investigation was launched, the scope of which is unknown to NY Citizens Audit. The majority of sheriffs contacted have refused to meet with NY Citizens Audit. Some of them have claimed they are simply too busy dealing with surges in violent crime, which could well be the result of policies implemented by false representatives, including District Attorneys, Mayors, and others whose races NYCA has not yet analyzed.

The miracle that a small group of determined citizens uncovered this abject mess must not be ignored, and indeed NY Citizens Audit is doing everything possible to ensure that every official across NY is made aware of these facts, as well as every citizen, and the crisis in governance that has resulted. The NYSBOE must be audited end-to-end, from registration through certification.

**Disclaimer:** Results presented are based on a good faith effort to accurately analyze and report on the NY State voter rolls provided to NY Citizens Audit on 10/12/2021 and the voter information provided by various counties in NY. Some values and statements may change as we gain a deeper understanding of these data.



# New York's 2022 General Election & The Reign of Error:

**APATHY, INCOMPETENCE,  
OR MALFEASANCE?** , SECOND EDITION

A Report Produced by New York Citizens Audit

The findings in this report are based upon the three basic tenets of an election:

- 1 ▶ **Voter rolls must be accurate,**
- 2 ▶ **Votes counted must be from qualified electors,**
- 3 ▶ **The number of votes counted must equal the number of voters who voted.**

As well as the following principles in federal law:

- 1 ▶ **Every point of administration of a federal election must create an auditable record<sup>1</sup>;**
- 2 ▶ **These records can be used to validate the accuracy of election results<sup>2</sup>;**
- 3 ▶ **The maximum allowable error rate in a valid, trusted election is 1/125,000 ballots in error<sup>3</sup>.**

# 1

## VOTER ROLLS MUST BE ACCURATE

### ▶ IT'S THE LAW

Our US Congress recognized in 1993 that in order to secure government by consent, the principle of American liberty and justice upon which our constitutional republic was founded, the electoral process must be protected by maintaining accurate voter rolls:

#### **52 USC 20501 (National Voter Registration Act of 1993.)**

##### **SEC. 2. FINDINGS AND PURPOSES.**

**(a) FINDINGS**—The Congress finds that—

(1) the right of citizens of the United States to vote is a fundamental right;

**(b) PURPOSES**—The purposes of this Act are—

(3) to protect the integrity of the electoral process; and

**(4) to ensure that accurate and current voter registration rolls are maintained.**

Congress was right. A voter registration record is granted a ballot. Eligibility must be verified before any applicant can be registered. Maintenance of registration lists must be scrupulous. If a name appears on the list of registered voters, it is presumed to be legitimate, and allowed to cast a vote.

**“Accurate”** as defined in Merriam-Webster dictionary:

- 1: free from error especially as the result of care
- 2: conforming exactly to truth or to a standard
- 3: able to give an accurate result

## ▶ INVALID REGISTRATION IN NEW YORK'S VOTER DATABASE

Through inspection of the voter rolls<sup>4</sup> in New York State, NY Citizens Audit has discovered they are so inaccurate, the circumstance is described under the law as a total "Loss of Control."<sup>5</sup> Federal and state laws regarding registration are simply ignored. Millions of examples exist. Regardless of blanket excuses and denials from election officials, these appear to be invalid or illegal registrations. Crimes against the elective franchise are being committed. Either the records are improperly maintained, or the certification is false. Under federal prosecution guidelines, either one is a crime.

Here is a sampling of registration records from the New York State voter roll database (NYSVoter) as of December 19, 2022 that are seemingly invalid or illegal. Some of them could be given an affidavit ballot to vote at an in-person polling site under state law, if a proper cure is presented. Although their presence in the database violates the federal principle of accuracy due to ineligibility, current state law excuses that.

| INELIGIBLE OR UNCERTAIN REGISTRATION TYPE                                            | NUMBER OF INSTANCES |
|--------------------------------------------------------------------------------------|---------------------|
| Illegal duplicate registrations (see page 3)                                         | 1,467,399           |
| Registered after 2022 GE cutoff date, yet voted                                      | 9,766               |
| Purged with no purge date                                                            | 1,545,711           |
| Purged records that were never active (see page 5)                                   | 712,360             |
| Registered after last voted date                                                     | 143,226             |
| Voter identity unverified                                                            | 201,908             |
| Age discrepant registrants (older than the 115yo, the oldest known person in the US) | 20,023              |
| Registered before age 16                                                             | 4,910               |
| Blank address registrants                                                            | 48,784              |
| January 1st registration date, 1900-2022                                             | 988,863             |

## ► ILLEGAL DUPLICATE REGISTRATIONS

Illegal duplicates are new registrations based on a particular voter who already has a record in the database. So now we have two or more unique voters who are really the same. This creates the opportunity for multiple votes to be cast by, or assigned to, the same identity. In some cases the original registration is real and verifiable by direct canvass. In other cases the original is unverifiable by direct canvass or other means; the “voter” appears to be fictitious.

### FEDERAL LAW IS CLEAR ABOUT “DUPLICATE” REGISTRATIONS IN THE VOTER ROLL DATABASES:

#### 52 USC 21083 (Help America Vote Act of 2002)

**SEC. 303. Computerized statewide voter registration list requirements and requirements for voters who register by mail.**

#### (a) computerized statewide voter registration list requirements

##### (1) Implementation

- (A) **in general**—Except as provided in subparagraph (B), each State, acting through the chief State election official, shall implement, in a uniform and nondiscriminatory manner, a single, uniform, official, centralized, interactive computerized statewide voter registration list defined, maintained, and administered at the State level that contains the name and registration information of every legally registered voter in the State and **assigns a unique identifier to each legally registered voter in the State.**

### EARLIER LAW ALSO ADDRESSES DUPLICATE ENTRIES IN VOTER ROLL DATABASES:

#### 52 USC 20504 (National Voter Registration Act of 1993.)

**SEC. 5. Simultaneous application for voter registration and application for motor vehicle driver’s license.**

#### (c) forms and procedures.

- (2) The voter registration application portion of an application for a State motor vehicle driver’s license—
- (B) may require only the minimum amount of information necessary to—
- (i) **prevent duplicate voter registrations.**

### NEW YORK ELECTION LAW AGREES THAT EACH VOTER GETS ONE REGISTRATION:

#### NYS Election Law §5-614.4

There shall be one official record of the registration of each voter. Such record shall be maintained in an interactive, statewide, computerized, voter registration list. Such statewide voter registration list shall constitute the official list of voters for the state of New York.

#### NYCRR 6217.1

- (b) NYSVoter shall maintain one record for each voter including the statewide unique identifier.

#### NYCRR 6217.5

- (e) **NYSVoter shall assign a unique identifier to every voter that will remain with that voter for their voting life.**

## ► New York State board of elections excuses 1,467,399 illegal duplicate registrations

In an official document targeting the efforts of NY Citizens Audit, "False Claims Explained,"<sup>6</sup> The New York State board of elections (NYSBOE) implies that these federal and state laws *are not actually law*. An excuse is given to dismiss concerns about the board's seeming disregard of election law. The lack of audit records demonstrating the veracity of the excuse is notable, given it is part of an election official's sworn, affirmative duty to provide evidence proving their work meets the legal standard. The excuse does not address cases like A. Piamenta, an unverifiable "person" who has eleven simultaneously active registrations at a single address where he is unknown and has apparently never lived. In short, the excuse is unconvincing. Below is the excuse as provided by the NYSBOE in "False Claims Explained":

### Duplicated Voter IDs

*Each voter in New York is assigned both a state voter ID and a county ID. Although the state database is designed to have a single state ID follow a voter as they move from county to county, it is possible for multiple reasons that a voter may have multiple records with different state IDs. For example, if a voter registered more than once using the DMV's online portal creating a duplicate record, their duplicate record may be purged, which would show the same voter and name with two voter IDs. One record would be active and the second would be purged.*

**When NY Citizens Audit researchers searched the NYSVoter database as provided on December 19, 2022, we found 1,467,399 illegal duplicate registrations.** To find out if they voted, please turn to page 7, "Votes counted must be from qualified electors."

In the official DOJ publication, "**Federal Prosecution of Election Offenses**, Eighth Edition, December 2017," the following federal crimes are identified:

- Submitting fictitious names to election officers for inclusion on voter registration rolls, thereby qualifying the ostensible voters to vote in federal elections (52 U.S.C. §§ 10307(c), 20511(2)).
- Providing false information concerning a person's name, address, or period of residence in a voting district to establish that person's eligibility to register or to vote in a federal election (52 U.S.C. §§ 10307(c), 20511(2)).
- Placing fictitious names on the voter rolls. This "deadwood" allows for fraudulent ballots, which can be used to stuff the ballot box.

**The law identifies each of these 1,467,399 illegal duplicate registrations as both illegal and suspicious.** The New York State board of elections must provide a line-by-line verification detailing how each one of them was created, as well as the computer audit logs demonstrating every update to voter history. These records have been requested by NY Citizens Audit via Freedom of Information Law (FOIL), and access has unlawfully been denied.

## ► PURGED RECORDS THAT WERE NEVER ACTIVE

**NY Citizens Audit discovered 712,360 voter registration records in NYSVoter that were never active.**

At the time each record was created, it was given purged status. This is a conundrum, as a purged voter cannot get a ballot under any circumstance. Why, then, did these “people” register?

**These 712,360 records appear to be fraudulent.** How they may have been used, exactly, remains unknown.

Again, the New York State board of elections must provide a line-by-line verification detailing how each one of them was created, as well as the computer audit logs demonstrating every update to voter history.

## ► INEXPLICABLE CHANGES TO THE VOTER ROLLS

NY Citizens Audit used three uniquely dated copies of NYSVoter to run a comparison, line-by-line, of anomalous changes to the database. One copy is dated 10/21/2021, the second 10/24/2022, and the third was received on 12/19/2022. The results are inexplicable and possibly illegal:

| Categories of Inexplicable Changes to the Voter Rolls | Number of Changes October 2021 – October 2022 | Number of Changes October 2022 – December 2022 | Total Changes over 14 months |
|-------------------------------------------------------|-----------------------------------------------|------------------------------------------------|------------------------------|
| Purged became inactive                                | 6,586                                         | 3                                              | 6,589                        |
| Purged became active                                  | 45,260                                        | 274                                            | 45,534                       |
| Died became active                                    | 25                                            | 50                                             | 75                           |
| Purge date moved back in time                         | 11                                            | 6                                              | 17                           |
| Purge date moved ahead in time                        | 1,216                                         | 122                                            | 1,338                        |
| Purge date erased                                     | 7,171                                         | 229                                            | 7,400                        |
| Purged no purge date                                  | 56,772                                        | 36,627                                         | 93,399                       |
| Birth date moved back in time                         | 3,226                                         | 835                                            | 4,061                        |
| Birth date moved ahead in time                        | 3,672                                         | 927                                            | 4,599                        |
| First name altered                                    | 14,604                                        | 3,760                                          | 18,364                       |
| Last name altered*                                    | 12,502                                        | 3,267                                          | 15,769                       |
| New ID, same name                                     | 10,808                                        | 2,931                                          | 13,739                       |
| New Lname/Fname/DOB, same ID                          | 65                                            | 20                                             | 85                           |
| New Lname/ID, same Fname/DOB                          | 235                                           | 39                                             | 274                          |
| New Lname/DOB, same Fname/ID                          | 256                                           | 72                                             | 328                          |
| <b>TOTAL INEXPLICABLE VOTER ROLL CHANGES</b>          | <b>157,820</b>                                | <b>48,103</b>                                  | <b>211,771</b>               |

\*Married name changes not included

Each one of these changes would need to be manually done, based on a legitimate request by the voter, at the local board of elections where the voter resides. This would be an average of 680 illogical registration changes per business day, statewide. The boards of elections must produce every one of these record update requests, submitted by each unique registrant, in order for this finding to be believed lawful.

## ► TOTAL LOSS OF CONTROL

In the spring of 2022, NY Citizens Audit Director of Research, Andrew Paquette, PhD, observed and began reverse-engineering algorithmic patterns in the assignment of state and county voter ID numbers within NYSVoter.

On June 27, 2022, with the support of the team, this work was reported in person to the New York State Police Special Investigations Unit. The report was considered credible and disturbing, and the inquiry passed to the Foreign Intelligence Task Force of the FBI, which oversees investigation of national security risks to our voting systems.

On May 1, 2023, NY Citizens Audit presented the completed research on these algorithms to the New York State legislature election committees, at the Legislative Office Building in Albany, room 711A.<sup>7</sup>

On May 16, 2023, Paquette published a peer-reviewed scientific research paper, "The Caesar Cipher and Stacking the Deck in New York State Voter Rolls," describing the algorithms, in the *Journal of Information Warfare*<sup>8</sup>. Three independent cyber-intelligence experts agreed that the research was sound, and the database is embedded with steganographically masked (hidden in plain sight) algorithms controlling the assignment of ID numbers.

**This is blatantly illegal, and considered a total Loss of Control data breach by the Cybersecurity and Infrastructure Security Agency, the federal agency with the duty to protect critical national cyber infrastructure.**

Neither the FBI, nor the legislators, nor any other officials have responded, despite having been presented credible evidence of an existing national security breach within our voting system. It may be misconduct to ignore the report; each of these people swore an oath to protect and uphold our US Constitution.

The breach may explain some of the invalid data discovered by NY Citizens Audit. There is a possibility that the manipulation has been accomplished without knowledge of or participation by any New York election official. However, the state board of election's choice to defend millions of apparent material violations of clear election law, and refusal to meet with honest citizen investigators, does not inspire trust. A full investigation must be launched immediately to determine the source of this active, confirmed, illegal attack compromising the validity of our elections.

"Free and honest elections are the very foundation of our republican form of government. Hence any attempt to defile the sanctity of the ballot cannot be viewed with equanimity." *United States v. Classic*, 313 U.S. 299 (1941)



# 2

## VOTES COUNTED MUST BE FROM QUALIFIED ELECTORS

### ► Summary of votes cast in New York's 2022 general election by ineligible and uncertain registrations

These numbers were summed from a copy of NYSVoter dated 12/19/2022, *after* state level certification attested to the accuracy and legal compliance of the election. A blank address or unverified registrant could be allowed to vote in person after presenting ID, using an affidavit ballot. It is unknown at this time whether these 20,448 specific records were thus cured before voting. NY Citizens Audit can confirm that procedure was not universally followed in 2020; votes were cast by similarly invalid records for which there was no evidence provided, upon FOIL request, of curing.

| INELIGIBLE OR UNCERTAIN REGISTRATION TYPE THAT VOTED                             | VOTES CAST IN 2022 GE |
|----------------------------------------------------------------------------------|-----------------------|
| Illegal duplicate registrations                                                  | 449,856               |
| Illegal duplicate registrations - <b>DOUBLE+ VOTES</b>                           | 2,440                 |
| Registered after 2022 GE cutoff date, yet voted                                  | 9,766                 |
| Purged with no purge date                                                        | 942                   |
| Purged before the election                                                       | 2,524                 |
| Registered after last voted date                                                 | 2,597                 |
| Voter identity never verified                                                    | 3,825                 |
| Age discrepant registrants (older than the oldest known person in the US, 115yo) | 599                   |
| Registered before age 16                                                         | 2,032                 |
| Blank address registrants                                                        | 16,623                |
| January 1st registration, all years 1900-2022                                    | 254,090               |
| <b>TOTAL APPARENT VOTING VIOLATIONS IN NY'S 2022 GE</b>                          | <b>745,294</b>        |

## 2. VOTES COUNTED MUST BE FROM QUALIFIED ELECTORS

### ► January 1st Registration Votes

Two categories of ineligible or uncertain registration clearly dwarf the pool of suspicious votes: illegal duplicates and January 1st registration dates. Again in “False Claims Explained,” the state board of elections has provided an excuse for registrations created on federal holidays, 94% of which fall on New Years day:

#### Voters Registered on Federal Holidays

*Voters that are pre-registered to vote will have their record activated on the day of their 18th birthday regardless of whether that date is a holiday. Additionally, if records did not have a registration date stamp when entering the voter into the electronic system, counties may have used January 1st as a placeholder day.*

The “placeholder date” excuse attempts to cover provably false data in the voter rolls. Registration dates are material to determining eligibility to vote. When dates are false, the true date is unknown, and eligibility cannot be certain. Further, this does not explain why January 1st registration dates are assigned special ID numbers occupying key positions in the voter roll algorithms that Andrew Paquette, PhD, reverse engineered, uncovering a highly complex and deliberate pattern with no plausible, innocent explanation.

The following chart shows the first 24 rows of New York County data within NYSVoter, exactly as they originally appeared upon receipt of the data. Close inspection reveals that every tenth registration has:

1. an alphanumeric county ID number, unlike the other 9 in each set of 10;
2. a nearly consecutive state ID number, “short ID,” suggesting uniformity and nearly synchronous registration;
3. a registration date of 1/1/1984, twenty years earlier than the other 9 in each set of 10.

#### New York County (Manhattan) SBOEID sort

| Row | Alpha | CID       | Strand ID | Block ID | Short ID   | RegDate   |
|-----|-------|-----------|-----------|----------|------------|-----------|
| 1   |       | 305710026 | 1         |          | 37,297,193 | 6/14/2004 |
| 2   |       | 305710029 | 1         |          | 37,297,194 | 6/14/2004 |
| 3   |       | 305710033 | 1         |          | 37,297,196 | 6/15/2004 |
| 4   |       | 305710038 | 1         |          | 37,297,197 | 6/15/2004 |
| 5   |       | 305710044 | 1         |          | 37,297,199 | 6/15/2004 |
| 6   | N     | N1317915  | 2         | 0.1      | 37,297,200 | 1/1/1984  |
| 7   |       | 305710045 | 1         |          | 37,297,201 | 6/15/2004 |
| 8   |       | 305710048 | 1         |          | 37,297,202 | 6/15/2004 |
| 9   |       | 305710064 | 1         |          | 37,297,205 | 6/14/2004 |
| 10  |       | 305710067 | 1         |          | 37,297,206 | 6/15/2004 |
| 11  |       | 305710068 | 1         |          | 37,297,207 | 6/15/2004 |
| 12  |       | 305710071 | 1         |          | 37,297,208 | 6/15/2004 |
| 13  |       | 305710073 | 1         |          | 37,297,209 | 6/14/2004 |
| 14  |       | 305710080 | 1         |          | 37,297,210 | 6/15/2004 |
| 15  | N     | N1317919  | 2         | 1.1      | 37,297,211 | 1/1/1984  |
| 16  |       | 305710086 | 1         |          | 37,297,212 | 6/15/2004 |
| 17  |       | 305710087 | 1         |          | 37,297,213 | 6/15/2004 |
| 18  |       | 305710091 | 1         |          | 37,297,214 | 6/15/2004 |
| 19  |       | 305710095 | 1         |          | 37,297,215 | 6/15/2004 |
| 20  |       | 305710096 | 1         |          | 37,297,216 | 6/15/2004 |
| 21  |       | 305710099 | 1         |          | 37,297,217 | 6/15/2004 |
| 22  |       | 305710101 | 1         |          | 37,297,218 | 6/15/2004 |
| 23  |       | 305710106 | 1         |          | 37,297,220 | 6/15/2004 |
| 24  | N     | N1317942  | 2         | 1.1      | 37,297,222 | 1/1/1984  |

Given this array of contradictory characteristics, and the loss of control data breach, the “placeholder” date excuse is not plausible. Each of the January 1st registrant votes appears strongly linked to provable fraud.

## THE VOTES OF ELECTIONS PAST

NY Citizens Audit has discovered several types of inexplicable data manipulation including missing votes and blank votes. The motive for these illegal changes is unknown. Each category requires immediate investigation.

### ► Missing Votes:

According to NY election law, county and state voter rolls are real time replicas. The counties manage all registration records, and the state database is a compilation of each county's accurate rolls. The following data sets were extracted from official records received via FOIL request:

| County                     | County voters who voted, 2020 GE | NYSVoter 2020 GE votes, same unique voters |
|----------------------------|----------------------------------|--------------------------------------------|
| Bronx                      | 48,998                           | 0                                          |
| Kings                      | 55,134                           | 0                                          |
| New York (Manhattan)       | 49,166                           | 0                                          |
| Queens                     | 55,036                           | 0                                          |
| Richmond                   | 46,379                           | 0                                          |
| <b>TOTAL MISSING VOTES</b> | <b>254,713</b>                   |                                            |

According to this data, there is a very real possibility that 254,713 voters were disenfranchised by the boards of elections. The NYSVoter database is considered the official record for administering federal elections, including voter history data. The state board of elections must provide a line-by-line audit regarding each of these unique voters, and prove what happened to their votes.

### ► Blank Votes:

Another category of data manipulated post-certification is the count of blank ballots by county.<sup>9</sup> Two counties stand out as having likely violations in this category, due to the magnitude of injections and subtractions. Although Westchester technically adjusted their data on the date of state certification, apparently squeezing in under the deadline, counties are required to turn their certified data over to the state at least a week in advance of that deadline for state attestation of accuracy and compliance. Additionally, it is unknown how Westchester could have legitimately tabulated over half a million blank ballots.

| County      | Blanks Changed 12/4/2020 | Blanks Changed 12/8/2020 | Blanks Changed 6/18/2021 |
|-------------|--------------------------|--------------------------|--------------------------|
| Orange      |                          | -33,370                  | +36,584                  |
| Westchester | +544,992                 | 0                        |                          |

# 3

## ▶ THE NUMBER OF VOTES COUNTED MUST EQUAL THE NUMBER OF VOTERS WHO VOTED

### ▶ When \$35,312 goes missing from your bank account, is that a clerical error?

The New York State board of elections publishes an official results document on their website after every election. It includes the total number of votes by race, county, and party. The total number of votes reported for the 2022 GE was 5,965,684<sup>10</sup>.

This number, however, has to have a basis in the raw data reported in NYSVoter, the official federal record<sup>11</sup> of voter registration and participation. NY Citizens Audit received a copy of NYSVoter on 12/19/2022, four days after certification. When we tallied the voters who voted as recorded in NYSVoter, we were unable to reconcile the claim.

| Official Source                              | Reported Total                                         |
|----------------------------------------------|--------------------------------------------------------|
| NYSBOE Official Results of 2022 GE report    | 5,965,684 votes counted                                |
| NYSVoter raw data, official federal document | 5,930,372 voters who voted                             |
| <b>DIFFERENCE:</b>                           | <b>35,312 more votes counted than voters who voted</b> |

**Certification of New York's 2022 general election appears to be a federal crime; a civil rights violation acting under color of law. Why?**

### ▶ Government by consent and the meaning of Certification

The King of America, the Law, is tethered to the Sovereign, the people, through the elective process. The loyalty of those we temporarily assign the privilege of writing and enforcing law is checked only by the honesty of our elections. Otherwise the King goes rogue. We cannot simultaneously have representative government and compromised elections.

Who is responsible for guaranteeing trustworthy elections? Under current federal law, each state has a chief election official who swears to and attests that an election is both accurate and legally compliant. This is the meaning of certification. Each of these individuals are bound to a sacred duty of maintaining accurate, valid, lawfully conducted elections, an incredible honor upon which our liberty pivots.

#### **52 USC 20501 (National Voter Registration Act of 1993.)**

**SEC. 10. DESIGNATION OF CHIEF STATE ELECTION OFFICIAL.** Each State shall designate a State officer or employee as the chief State election official to be responsible for coordination of State responsibilities under this Act.

**SEC. 12. CRIMINAL PENALTIES.** A person, including an election official, who in any election for Federal office—

(2) knowingly and willfully deprives, defrauds, or attempts to deprive or defraud the residents of a State of a fair and impartially conducted election process, by—

(A) the procurement or submission of voter registration applications that are known by the person to be materially false, fictitious, or fraudulent under the laws of the State in which the election is held; or

(B) the procurement, casting, or tabulation of ballots that are known by the person to be materially false, fictitious, or fraudulent under the laws of the State in which the election is held, shall be fined in accordance with title 18, United States Code, or imprisoned not more than 5 years, or both.

If citizens reading clear election law and auditing the NYSVoter database found millions of potentially false, fictitious, and fraudulent registrations and votes, the chief election official knew or reasonably should have known about these violations, yet willfully chose to certify them as accurate and compliant.

### 3. THE NUMBER OF VOTES COUNTED MUST EQUAL THE NUMBER OF VOTERS WHO VOTED

#### ► A simple question

When officials certified New York's federal elections in 2020 and 2022, did certification meet the federal standard of accuracy and compliance? To answer this, the law defining that standard must be reviewed.

There are two kinds of elections in America:

1. ► ACCURATE
2. ► INVALID

To be accurate, elections must meet extremely stringent standards. The allowable system error rate in a federal election, in order for that election to be valid and therefore certifiable, is 1/10,000,000 ballot positions, or 1/125,000 ballots. According to the federal election assistance commission that set this legal standard, "This rate is set at a sufficiently stringent level such that the likelihood of voting system errors affecting the outcome of an election is exceptionally remote even in the closest of elections."<sup>12</sup> When it comes to federal elections, the law says there are no honest mistakes. Because the voter rolls are required by law to be accurate, every ballot tabulated is presumed to be from a voting eligible citizen. Thus the machine accuracy rate logically pertains to the voting system as a whole.

#### ► Was the 2022 election valid?

With a claim of 5,965,684 votes cast, the maximum allowable number of ballots in error for New York's 2022 general election, in order to be a legally valid, compliant, certifiable election, is 48. NY Citizens Audit found 745,246 apparent voting violations in excess of the legal standard.

|                                                                                |                |
|--------------------------------------------------------------------------------|----------------|
| Apparent voting violations in the 2022 GE according to NYSBOE raw data         | 745,294        |
| <b>Allowable machine errors for a valid federal election by law in 2022 GE</b> | <b>48</b>      |
| <b>APPARENT VOTING VIOLATIONS IN EXCESS OF LEGAL STANDARD:</b>                 | <b>745,246</b> |

#### ► Unexamined history repeats itself

Disturbingly, the following related information regarding New York's 2020 general election was substantially reported to the New York State board of elections on May 9, 2022, six months prior to the 2022 general election. No attempt was made to address the finding; it was dismissed outright and derided in the media. The certification of the 2022 general election proceeded under the same illegitimate conditions.

|                                                                                |                |
|--------------------------------------------------------------------------------|----------------|
| Apparent voting violations in the 2020 GE according to NYSBOE raw data         | 960,546        |
| <b>Allowable machine errors for a valid federal election by law in 2020 GE</b> | <b>70</b>      |
| <b>APPARENT VOTING VIOLATIONS IN EXCESS OF LEGAL STANDARD:</b>                 | <b>960,476</b> |

**New York's 2020 and 2022 elections were not provably valid under the law.  
Certification appears to be a federal crime, a civil rights violation acting under color of law.**

# HAS NY CITIZENS AUDIT UNCOVERED ELECTION FRAUD?

Documents published by the NYS Comptroller as well as the Department of Defense Inspector General identify many of the issues presented in this report as probable cause for an investigation. The following guidance comes directly from the Inspector General<sup>13</sup> and the NYS Comptroller<sup>14</sup>:

## ► COMPREHENSIVE LIST OF FRAUD INDICATORS

- Management override of key controls.
- Lost or destroyed electronic or hard copy records.
- Photocopied documents instead of originals.
- "Unofficial" electronic files or records instead of "archived" or "official" files or records.
- Revisions to electronic or hard copy documents with no explanation or support.
- Use of means of alteration to data files.
- Computer-generated dates for modifications to electronic files that do not fit the appropriate time line for when they were created.
- Computer report totals that are not supported by source documentation.
- Hostile relationship between management and internal and/or external auditors. This would include domineering behavior towards the auditor, failure to provide information, and limiting access to employees of the organization.
- Failure to establish procedures to ensure compliance with laws and regulations and prevention of illegal acts.
- Indications that key personnel are not competent in the performance of their assigned responsibilities.
- Inadequate resources to assist personnel in performing their duties, including personal computers, access to information, and temporary personnel.
- Failure to effectively follow-up on recommendations resulting from external reviews.
- A manager that claims disinterest or having no knowledge about a sensitive or high profile issue in which you would expect management involvement.
- Services paid for violated a Federal, state, or local statute or regulation.
- Original documentation consistently unavailable for the auditor's review.
- Changes to the original documentation that do not appear to be authentic, such as different print or incorrect spacing.



## ► RED FLAGS FOR FRAUD (parenthesis added)

- Management ignores irregularities.
- Staff lacks training.
- Reluctance to provide information to auditors.
- Management decisions are dominated by an individual or small group.
- Managers display significant disrespect for regulatory bodies.
- There is a weak internal control environment.
- Unexpected overdrafts or declines in cash balances (votes/voters).
- Photocopied or missing documents.
- Discrepancies between bank deposits and posting (deficits).
- Excessive number of voids.
- Increasing number of complaints about products or service.
- Lack of physical security over assets/inventory.
- No supporting documentation for adjusting entries.
- Forgery.
- Creating fictitious employees (votes) and collecting the paychecks (votes).
- Breach of Duty.
- Series of creative "explanations."



# SUMMARY

## ▶ THE THREE BASIC TENETS OF A VALID ELECTION:

- 1 ▶ Voter rolls must be accurate,
- 2 ▶ Votes counted must be from qualified electors,
- 3 ▶ The number of votes counted must equal the number of voters who voted,

**were all seemingly ignored in New York's 2022 general election, as they had been in 2020.**

On May 14, 1888, the United States supreme court issued an opinion, regarding an election matter in Indiana. Cited in "**Federal Prosecution of Election Offenses**, Eighth Edition, *December 2017*," it is still considered good law:

Congress seeks by this statute to guard the election of members of Congress against any possible unfairness by compelling, under its pains and penalties, everyone concerned in holding the election to a strict and scrupulous observance of every duty devolved upon him while so engaged... *The evil intent consists in disobedience to the law.* (In re Coy, 127 U.S. 731)

Is this why the chief election official of New York has described the honest, completely volunteer effort of over 2,000 New York citizens as "malicious," "false," and done by "bad actors"<sup>15</sup>? Charged with the public trust and paid by the citizens they are sworn to serve, our election officials statewide have largely ignored the simple solution to meet with NY Citizens Audit. Instead, using the false mantle of their self-appointed expertise, they have announced our claims are "baseless," and the provenance of our data is "fictional," despite having provided it to us. These are the public servants who, without providing the documentation to prove it, want us to take their word regarding our election outcomes.

**The truth is, either by apathy, incompetence or malfeasance, election officials in New York have allowed the validity of our elections to become hopelessly compromised.** This is demonstrated to have occurred in 2020 and 2022, at least. No one knows who won, by the will of the people, and the boards of elections are unable and unwilling to prove it to us. Our constitutional guarantee, of choosing the representatives we temporarily grant the privilege of writing and enforcing laws, via accurate, compliant elections, has been abridged, and probable cause for a full investigation by law enforcement has been demonstrated.

# CONCLUSION

## **WE THE PEOPLE DEMAND A COMPLETE END-TO-END AUDIT, FROM CERTIFICATION THROUGH REGISTRATION, OF THE NEW YORK STATE 2022 GENERAL ELECTION,**

for both paper and electronic records, including ballots, by a mutually agreed upon external, third-party bonded auditing firm, possessed of adequate insurance and indemnification for the handling and protection of the personal identifying information of millions of New York citizens, in order to determine the true error rate. This audit will provide a comprehensive report and analysis of all lapses and errors with explanation of cause where it can be determined.

We demand that this audit is completed well in advance of the upcoming 2024 primary and general elections, in order to successfully complete all needed repairs and ensure that the results of the 2024 elections are accurate, compliant, and trustworthy. Our domestic tranquility, as well as our responsibility to secure the blessing of liberty for the coming generations, requires it.

“The first grand right, is that of the people having a share in their own government by their representatives chosen by themselves, and, in consequence, of being ruled by laws, which they themselves approve, not by *edicts* of men over whom they have no control.”

*From “A Letter to the Inhabitants of Quebec,” October 26, 1774, unanimously signed by the delegates to the First Continental Congress.*





# NEW YORK CITIZENS AUDIT

NY Citizens Audit Civic Fund, Inc is an all-volunteer, grassroots 501(c)3 organization that began auditing New York's publicly available voter data in August of 2021. With over 2,000 citizens contributing, including specialists in auditing, data analytics, law, and cyber security, NY Citizens Audit has produced several significant reports. Our reports are designed to educate citizens, representatives, officials, and judges with an accurate, non-partisan assessment of New York's voting system, based on election and civil rights law, both federal and state.

To obtain voter data, volunteers with NY Citizens Audit agree not to use the information for any non-election purpose. Therefore, NY Citizens Audit cannot provide specific voter data without an equal, binding agreement. Each of the voter records identified in this report as suspicious has been given to federal law enforcement and the New York State board of elections. If you desire specific information beyond what is given in this report, and you are willing to sign a non-disclosure agreement, please contact NY Citizens Audit at [info@AuditNY.com](mailto:info@AuditNY.com).

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## Notes:

1. Public Law 107-252, Help America Vote Act, 52 USC 21083, Sec. 303 (a)(2)(A)
2. Public Law 103-31, National Voter Registration Act, 52 USC 20501, Sec. 8 (i)(1)
3. Voting Systems Standards Volume 1: Performance Standards, Federal Election Commission United States of America, April 2002, Section 3.2.1; as referenced in 52 USC 21081(5).
4. NY Citizens Audit has received copies of the NYSVoter database and county voter roll databases, via Freedom of Information Law, from the boards of elections on multiple occasions. The first copy of NYSVoter was received on October 21, 2021.
5. US-CERT Federal Incident Notification Guidelines p. 4, "Impact Category Descriptions."
6. This official BOE document can be read, along with NYCA responses, at <https://auditny.com/wp-content/uploads/2023/04/Intro-to-NY-Citizens-Audit-BOE-Responses.pdf>
7. <https://rumble.com/v2mar94-ny-citizens-audit-presents-to-nys-legislature-election-committees-may-1-202.html>
8. <https://www.jinfowar.com/journal/volume-22-issue-2/caesar-cipher-stacking-deck-new-york-state-voter-rolls>
9. <https://www.elections.ny.gov/2020ElectionResults.html> Please see the sheet labeled "Revision History"
10. <https://www.elections.ny.gov/2022ElectionResults.html>
11. Public Law 107-252, Help America Vote Act, 52 USC 21083 Sec. 303 (a)(1)(A)(2)(ii & viii)
12. Voting Systems Standards Volume 1: Performance Standards, Federal Election Commission United States of America, April 2002, Section 3.2.1
13. US Department of Defense, Inspector General's Office, "Comprehensive List of Fraud Indicators," October 2017.
14. State of New York, Office of the State Comptroller, "Red Flags for Fraud."
15. This official BOE document can be read, along with NYCA responses, at <https://auditny.com/wp-content/uploads/2023/04/Intro-to-NY-Citizens-Audit-BOE-Responses.pdf>

## **I.dutcher townofliberty.org**

---

**From:** Joanne Gerow <indianhillbernese@gmail.com>  
**Sent:** Wednesday, October 4, 2023 1:52 PM  
**To:** I.dutcher townofliberty.org  
**Subject:** Fee Schedule

Dear Laurie, In regard to the current fee schedule, I would like to ask again that we have a third classification for dogs picked up 3 or more times, a fee of \$300.00.

This will be in addition to the \$75.00 for the first pick up, \$150.00 for the second pick up.

I have a dog today that has been picked up at least 7 times, it is ridiculous.

If at all possible, I would like this to be effective immediately or as soon as possible.

Let me know what I should do to propose this resolution.

Thank you for your help!

Joanne Gerow

**From:** Drost, Erin (PARKS) <Erin.Drost@parks.ny.gov>  
**Sent:** Wednesday, December 13, 2023 11:49 AM  
**To:** n.rusin townofliberty.org; supervisordemayo townofliberty.org;  
heather.jacksy@sullivanny.us  
**Subject:** Congratulations on EPF and RTP grant awards - next steps  
**Attachments:** NYSRTPGuide.pdf; AuthorizingResolutionandCertificationMEonly2020.pdf;  
InstructionsforAuthorizingResolutionMEonly2020.pdf

Good morning,

I wanted to reach out to congratulate the Town on the grant awards and to introduce myself. I will be administering the RTP and EPF grant awards on behalf of Parks and Thomas Hotaling will also be working with me on the RTP grant on behalf of the Albany office and FHWA.

Today's email is about the RTP process primarily. Thomas would like to get the 2023 RTP grants listed on the Statewide Transportation Improvement Program (STIP). In order to do that, he needs a confirmation on the phased budget breakdown. Below is the breakdown as per the application:

| Category of expense               | Grant amount | Match Amount |
|-----------------------------------|--------------|--------------|
| <b>Scoping and Predevelopment</b> |              |              |
| <b>Design</b>                     |              | \$235,000    |
| <b>Acquisition</b>                |              |              |
| <b>Construction</b>               | \$250,000    | \$900,000    |
| <b>Administration</b>             |              |              |
| <b>Other</b>                      |              |              |
| <b>TOTAL</b>                      | \$250,000    | \$1,150,000  |

As you may recall, there are 4 phases of RTP funding. Each one must be approved first before you can begin the work for that phase, especially if you are looking for reimbursement. I am attaching the RTP guidelines from our website and I urge you to review these before proceeding with work. The information about administering a project starts on page 12. We'd also like to schedule a meeting with you after the New Year to discuss the project.

You will be receiving two letters from Albany with more information and requests for information. One of the items we will need in order to get to contract is an authorizing resolution (template and instructions attached). Both grants will need separate resolutions. Grant contracts will also be processed through the State Financial System starting in January. I will send a separate email regarding the rest of the documentation needed for the EPF grant.

Please let me know if you have any questions. And congratulations again!

Erin

## Erin Drost

Grants Officer

**New York State Office of Parks, Recreation and Historic Preservation**

**Palisades/Taconic regions (REDC - Mid Hudson Region)**

PO Box 308

9 Old Post Road

Staatsburg, NY 12580

Office: (845) 889-3866; Mobile: (845) 489-8223

[www.parks.ny.gov](http://www.parks.ny.gov)



*We'll see you out there*

RESOLVED, that the Town of Liberty applied for financial assistance from the New York State Office of Parks, Recreation and Historic Preservation (“OPRHP”) under the Environmental Protection Fund for the purpose of funding the extension of the Sullivan County O&W Rail Trail from Parksville toward Livingston Manor;

RESOLVED, that the Town of Liberty is authorized and directed to accept these grant funds in the amount not to exceed Five Hundred Thousand Dollars (\$500,000.00) for the project described in the grant application;

RESOLVED, the Town of Liberty is authorized and directed to agree to the terms and conditions of the Master Contract with OPRHP for such extension of the Sullivan County O&W Rail Trail from Parksville toward Livingston Manor;

RESOLVED, that the Town of Liberty is authorized and directed to agree to the terms and conditions of any required deed of easement granted to OPRHP that affects title to real property owned by the municipality and improved by the grant funds, which may be a duly recorded public access covenant, conservation easement, and/or preservation covenant; and

RESOLVED, that the governing body of the municipality delegates signing authority to execute the Master Contract and any amendments thereto, any required deed of easement, and any other certifications to the individual(s) who hold(s) the following elected or appointed municipal office(s) or employment position title(s): town Supervisor and/or Town Supervisor’s Confidential Secretary acting as Grant Writer/Administrator.

**CERTIFIED TRUE COPY**

I, Laurie Dutcher, Clerk of the Town of Liberty, hereby certify that the foregoing is a full, true, and accurate copy of a resolution duly and regularly adopted by the governing body of the municipality, at a meeting duly and regularly held on January 3, 2024 at which quorum was present throughout, and the required majority of the governing body voted in favor of this resolution. I further certify that this resolution is still in full force and effect and has not been revoked or modified.

Dated:

\_\_\_\_\_

\_\_\_\_\_  
Signature:  
Clerk

Affix Seal of Municipality Here

RESOLVED, that the Town of Liberty applied for financial assistance from the New York State Office of Parks, Recreation and Historic Preservation (“OPRHP”) under the Recreational Trails Program for the purpose of funding the extension of the Sullivan County O&W Rail Trail from Parksville toward Livingston Manor;

RESOLVED, that the Town of Liberty is authorized and directed to accept these grant funds in the amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000.00) for the project described in the grant application;

RESOLVED, the Town of Liberty is authorized and directed to agree to the terms and conditions of the Master Contract with OPRHP for such extension of the Sullivan County O&W Rail Trail from Parksville toward Livingston Manor;

RESOLVED, that the Town of Liberty is authorized and directed to agree to the terms and conditions of any required deed of easement granted to OPRHP that affects title to real property owned by the municipality and improved by the grant funds, which may be a duly recorded public access covenant, conservation easement, and/or preservation covenant; and

RESOLVED, that the governing body of the municipality delegates signing authority to execute the Master Contract and any amendments thereto, any required deed of easement, and any other certifications to the individual(s) who hold(s) the following elected or appointed municipal office(s) or employment position title(s): town Supervisor and/or Town Supervisor’s Confidential Secretary acting as Grant Writer/Administrator.

**CERTIFIED TRUE COPY**

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Dated:

\_\_\_\_\_

\_\_\_\_\_  
Signature:  
Clerk

Affix Seal of Municipality Here

142 Bloomingburg Road  
Middletown, New York 10940

Tel: 845-361-1861

Fax: 845-361-5881



Open Daily  
12 Noon - 4pm

adoptmhs@gmail.com

[www.middletownhumanesociety.com](http://www.middletownhumanesociety.com)

November 5, 2023

Frank DeMayo, Supervisor  
Town of Liberty  
120 North Main Street  
Liberty, NY 12754

Dear Supervisor:

We are pleased to extend our services to you for 2024.

As you may know, the Humane Society of Middletown has gone to great lengths to increase significantly adoption of animals received from your town/city to permanent, loving families. In addition, we have improved the quality of life for the animals at the Humane Society while they await their new families. We appreciate your support, and hope that the Humane Society will continue to provide your residents with a source of affordable rabies vaccinations. Residents can learn more about Humane Society activities and services, as well as the loving animals that are available for adoption, by going to our website, [www.middletownhumanesociety.com](http://www.middletownhumanesociety.com).

If the enclosed agreement meets with your approval, kindly sign it and return an executed contract at your earliest convenience to the attention of Martha Gale, Financial Administrator at the above address.

If you have any questions, now or at any time, please do not hesitate to contact us.

Very truly yours,

A handwritten signature in black ink that reads "Marlene K. Freehill". The signature is written in a cursive style with a large, prominent "M" and "F".

Marlene K. Freehill  
President  
Board of Directors

Enclosure

Humane Society of Middletown  
142 Bloomingburg Road  
Middletown, NY 10940  
(845) 361-1861  
Fax (845) 361-5881

**Agreement between the Town of Liberty and the Humane Society of Middletown, Inc. for the period beginning January 1, 2024 and ending December 31, 2024.**

The Humane Society of Middletown, Inc. agrees to accept any dog brought to our shelter by your Animal Control Officer (ACO), or Dog Control Officer (DCO), from your municipality space permitting.

The dogs, in accordance with New York State Agricultural law, must be held for the legal holding period, after which they may be put up for adoption if not claimed by the owner. If said dogs are not claimed or adopted, they may be humanely euthanized.

If the Shelter must hold a dog beyond the legal holding time for your municipality because of a pending court case, bite case, etc., we will charge your municipality \$25.00 per diem, per dog. We can only hold up to three (3) animals for your municipality when the animals are seized by an ACO/DCO in the event of a cruelty case.

When leaving a dog that the DCO/ACO believes may be dangerous, the dog must be kept in the outside only part of the ACO/DCO pen and follow the agreed upon protocol. Written information must be given to the shelter or the shelter manager that clearly communicates that the animal may be dangerous.

Since we do not have a veterinarian on premises, we are unable to accept any animal with suspected mange, rabies, distemper, parvovirus or an injury that requires immediate medical attention. These animals will have to be taken to a veterinarian by your ACO/DCO for treatment or euthanasia. Any resulting bills for these animals will be paid directly to the veterinarian by your Town/City.

If the Humane Society assists your municipality due to the unavailability of your animal control officer or police department, your municipality will be billed an additional fee of \$100.00.

The municipality will pay a fee of \$300.00 per dog delivered to the Society.

The municipality will pay a fee of \$75.00 per cat delivered to the Society.

A flat rate of \$100.00 will be charged for each dog delivered DOA.

A flat rate of \$50.00 will be charged for each cat delivered DOA.

The Humane Society will send out vouchers once a month. A record of the disposition of the dogs from the prior month will be sent out by the end of the month.

Humane Society of Middletown, Inc.

By: Margaret K. Cheek 11/12/23  
Board President Date Municipality Supervisor Date



Truck # 5

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**  
License expires the 31st day of December following the Date of Issue

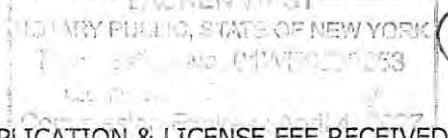
- 1. NAME OF APPLICANT: On Time Disposal
- 2. ADDRESS: Po Box 408 Monroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: On Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 8G955-NB
  - D-BODY TYPE: Roll off
  - E-REGISTRATION#: 1M2AG11C9640231689
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

[Signature]  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF Dec. 2023



[Signature]  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

[Signature] 12/27/2023  
CODE ENFORCEMENT OFFICER DATE

APPLICATION APPROVED BY THE TOWN BOARD  
DATE

LICENSE ISSUED  
DATE

LICENSE # 1067

RATE SCHEDULE:  
PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

Truck # 7

2023

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

- 1. NAME OF APPLICANT: ON Time Disposal
- 2. ADDRESS: Po Box 408 Monroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: ON Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 48685-ML
  - D-BODY TYPE: Roll off
  - E-REGISTRATION#: 1M2A×07CISM039038
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [redacted] IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

[Signature]  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF DEC. 2023

NOTARY PUBLIC, STATE OF NEW YORK  
Registration No. 01WE6238253  
Commission Expires: April 4, 2027

[Signature]  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

[Signature]  
CODE ENFORCEMENT OFFICER

12/27/2023  
DATE

APPLICATION APPROVED BY THE TOWN BOARD

DATE

LICENSE ISSUED

DATE

LICENSE # 1068

**RATE SCHEDULE:**

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

Truck # 11

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

- 1. NAME OF APPLICANT: On Time Disposal
- 2. ADDRESS: Po Box 408 Nonree NY 10949
- 3. TELEPHONE 845-751-5895
- 4. VEHICLE
  - A-NAME OF OWNER: On Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 29073-NN
  - D-BODY TYPE: Roll off
  - E-REGISTRATION#: 1MAGH4GCxLM013732
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

[Signature]  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF DEC. 2023

NOTARY PUBLIC, STATE OF NEW YORK  
No. 01WER20R253  
- County

[Signature]  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

[Signature]  
CODE ENFORCEMENT OFFICER

12/27/2023  
DATE

APPLICATION APPROVED BY THE TOWN BOARD

DATE

LICENSE ISSUED

DATE

LICENSE # 1069

RATE SCHEDULE:

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

300

Truck # 9

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

- 1. NAME OF APPLICANT: on Time Disposal
- 2. ADDRESS: Po Box 408 Monroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: on Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 65G33-MM
  - D-BODY TYPE: Roll off
  - E-REGISTRATION#: 1M2AX04C1KM041359
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF DEC. 2023

NOTARY PUBLIC, STATE OF NEW YORK  
 Registration No. 01WE6208253  
 Office in Orange County  
 Commission Expires: April 4, 2027

NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

CODE ENFORCEMENT OFFICER

DATE

APPLICATION APPROVED BY THE TOWN BOARD

DATE

LICENSE ISSUED

DATE

LICENSE # 1070

**RATE SCHEDULE:**

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

Truck #12

3113

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

- 1. NAME OF APPLICANT: on Time Disposal
- 2. ADDRESS: Po Box 408 Monroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: on Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 85939-PC
  - D-BODY TYPE: Roll off
  - E-REGISTRATION#: 1M2GR4GC8LM019982
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF DEC 2023

NOTARY PUBLIC, STATE OF NEW YORK  
Rd# 01WE6236253  
located in Orange County  
Notary Public - Exp. 4/2027

NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

CODE ENFORCEMENT OFFICER

12/27/2023

DATE

APPLICATION APPROVED BY THE TOWN BOARD

DATE

LICENSE ISSUED

DATE

LICENSE # 1071

**RATE SCHEDULE:**

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

- 1. NAME OF APPLICANT: On Time Disposal
- 2. ADDRESS: Po Box 408 Monroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: On Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 10283-NA
  - D-BODY TYPE: Roll off
  - E-REGISTRATION#: 1M2GR4GCGLM019981
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

[Signature]  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF DEC 2023.

NOTARY PUBLIC, STATE OF NEW YORK  
Reg. Number No. 01WE0238253  
Ulster County  
April 4, 2027

[Signature]  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

[Signature]  
CODE ENFORCEMENT OFFICER

12/27/23  
DATE

APPLICATION APPROVED BY THE TOWN BOARD

DATE

LICENSE ISSUED

DATE

LICENSE # 1072

RATE SCHEDULE:

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

Truck #14

300

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

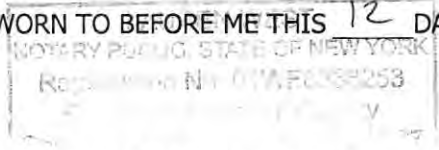
- 1. NAME OF APPLICANT: on Time Disposal
- 2. ADDRESS: Po Box 408 Monroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: on Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 26438-NB
  - D-BODY TYPE: Roll off
  - E-REGISTRATION#: 1M2GR4GC2N M028860
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

\_\_\_\_\_  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF Dec. 2023



\_\_\_\_\_  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

\_\_\_\_\_  
DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

\_\_\_\_\_  
CODE ENFORCEMENT OFFICER

12/27/2023  
DATE

APPLICATION APPROVED BY THE TOWN BOARD

\_\_\_\_\_  
DATE

LICENSE ISSUED

\_\_\_\_\_  
DATE

LICENSE # 1073

**RATE SCHEDULE:**

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

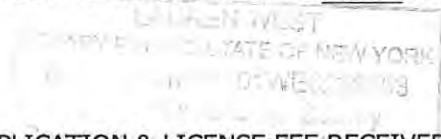
- 1. NAME OF APPLICANT: On Time Disposal
- 2. ADDRESS: Po Box 408 Monroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: On Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 26439-NB
  - D-BODY TYPE: Roll off
  - E-REGISTRATION#: 1M2GR4GCHNM02B861
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

[Signature]  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF DEC. 2023



[Signature]  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

[Signature]  
CODE ENFORCEMENT OFFICER

12/27/2023  
DATE

APPLICATION APPROVED BY THE TOWN BOARD

DATE

LICENSE ISSUED

DATE

LICENSE # 1074

**RATE SCHEDULE:**

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00



Truck # 16

310

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

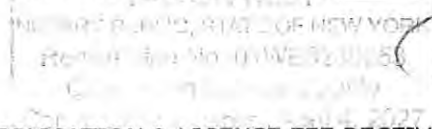
- 1. NAME OF APPLICANT: on Time Disposal
- 2. ADDRESS: Po Box 408 Monroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: on Time Disposal
  - B-MAKE OF VEHICLE Kenworth
  - C-LICENSE PLATE # 16908-NB
  - D-BODY TYPE: roll off
  - E-REGISTRATION#: 1NK2X4TXXPJ215522
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

[Signature]  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF DEC 2023



[Signature]  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

[Signature]  
CODE ENFORCEMENT OFFICER

12/07/2023  
DATE

APPLICATION APPROVED BY THE TOWN BOARD

DATE

LICENSE ISSUED

DATE

LICENSE # 1075

**RATE SCHEDULE:**

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

Truck #17

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

- 1. NAME OF APPLICANT: On Time Disposal
- 2. ADDRESS: PO Box 408 Monroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: On Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 18663-NE
  - D-BODY TYPE: Roll off
  - E-REGISTRATION#: 1M2G24GCSRM039423
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

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[Signature]  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF DEC 2023

NOTARY PUBLIC STATE OF NEW YORK  
Registration No. ETWPLS 252

[Signature]  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED \_\_\_\_\_  
DATE \_\_\_\_\_

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER  
[Signature] 12/27/2023  
CODE ENFORCEMENT OFFICER DATE

APPLICATION APPROVED BY THE TOWN BOARD \_\_\_\_\_  
DATE \_\_\_\_\_

LICENSE ISSUED \_\_\_\_\_  
DATE \_\_\_\_\_

LICENSE # 1076

RATE SCHEDULE:  
PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

Truck #18

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

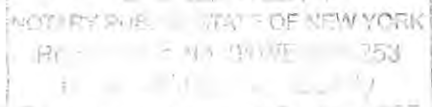
- 1. NAME OF APPLICANT: On Time Disposal
- 2. ADDRESS: Po Box 408 Nanroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: On Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 35051-PF
  - D-BODY TYPE: Roll off
  - E-REGISTRATION#: 1M2GR4GCIAM039418
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

[Signature]  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF Dec 2023



[Signature]  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

[Signature]  
CODE ENFORCEMENT OFFICER

12/27/2023  
DATE

APPLICATION APPROVED BY THE TOWN BOARD

DATE

LICENSE ISSUED

DATE

LICENSE # 1077

**RATE SCHEDULE:**

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

Truck #19

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

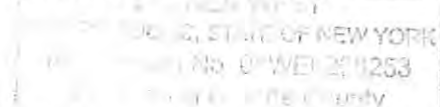
- 1. NAME OF APPLICANT: On Time Disposal
- 2. ADDRESS: Po Box 408 Monroe NY 10949
- 3. TELEPHONE 845-781-5895
- 4. VEHICLE
  - A-NAME OF OWNER: On Time Disposal
  - B-MAKE OF VEHICLE Mack
  - C-LICENSE PLATE # 18664-NE
  - D-BODY TYPE: Roll Off
  - E-REGISTRATION#: 1N2GR4GC10R M039415
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

\_\_\_\_\_  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 12 DAY OF Dec. 2023



\_\_\_\_\_  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

\_\_\_\_\_  
DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

\_\_\_\_\_  
CODE ENFORCEMENT OFFICER

12/27/2023  
DATE

APPLICATION APPROVED BY THE TOWN BOARD

\_\_\_\_\_  
DATE

LICENSE ISSUED

\_\_\_\_\_  
DATE

LICENSE # 1078

**RATE SCHEDULE:**

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

1. NAME OF APPLICANT: Taylor - Montgomery, LLC

2. ADDRESS: 358 NEWLYTOWN RD. MONTGOMERY, NY 12549

3. TELEPHONE 845-457-4021

4. VEHICLE  
A-NAME OF OWNER: Taylor - Montgomery, LLC

B-MAKE OF VEHICLE MACK - R11

C-LICENSE PLATE # NYS 13624 PF

D-BODY TYPE: Roll-off

E-REGISTRATION#: 1M2AG11C46M043574

5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

MICHAEL C. BASHREL 88 WEAVER ST MONTGOMERY NY 12549

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

[Signature]  
SIGNATURE OF APPLICANT President & CEO

SWORN TO BEFORE ME THIS 6<sup>th</sup> DAY OF December 2023

Marie-Lyn Christner  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED

December 06, 2025  
DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER

[Signature]  
CODE ENFORCEMENT OFFICER

12/2/2023  
DATE

APPLICATION APPROVED BY THE TOWN BOARD

DATE

LICENSE ISSUED

DATE

LICENSE # 1066

**RATE SCHEDULE:**

PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00



**APPLICATION TOWN OF LIBERTY REFUSE COLLECTION LICENSE**

License expires the 31st day of December following the Date of Issue

- 1. NAME OF APPLICANT: Raymond H Houghtaling Jr
- 2. ADDRESS: P.O. Box 384 Neversink NY 12765
- 3. TELEPHONE 845-701-0688
- 4. VEHICLE
  - A-NAME OF OWNER: Raymond Houghtaling's Trash Removal
  - B-MAKE OF VEHICLE <sup>2003</sup> Dodge Ram Blue
  - C-LICENSE PLATE # 45634-NE
  - D-BODY TYPE: Pick up
  - E-REGISTRATION#:
- 5. NAME AND ADDRESS OF WHO WILL OPERATE VEHICLE?

**PLEASE EMAIL PICTURES OF EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH THE GARBAGE AND REFUSE ORDINANCE OF THE TOWN OF LIBERTY AND THE RULES AND REGULATIONS APPLYING TO THE TOWN REFUSE AREA AND GARBAGE DUMP AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF.

Raymond H Houghtaling Jr  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 5th DAY OF December 2023

Kerrie Decker  
NOTARY PUBLIC

APPLICATION & LICENSE FEE RECEIVED 12/5/23  
DATE

APPLICATION INSPECTED AND APPROVED BY CODE ENFORCEMENT OFFICER  
[Signature] 12/12/2023  
CODE ENFORCEMENT OFFICER DATE

APPLICATION APPROVED BY THE TOWN BOARD  
DATE

LICENSE ISSUED  
DATE

LICENSE # 2500

RATE SCHEDULE:  
PICK UP TRUCK / 1 TON OR OVER.....\$ 50.00    PACKER / CONTAINER TRUCK.....\$100.00

**TOWN OF LIBERTY  
APPLICATION FOR TOWING & ROAD SERVICE LICENSE**

License expires the 31st day of December following the Date of Issue

1. NAME OF APPLICANT: Marty's Tow Trucks AGE 51

2. BUSINESS ADDRESS: 403 Harris Rd, Fern

3. RESIDENCE ADDRESS: 62 Pachs Rd, Harris, NY 12734

4. TELEPHONE: (845) (794) (8522) EXT \_\_\_\_\_

5. VEHICLE INFORMATION:

A. NAME OF OWNER Marty's Service Inc

B. MAKE OF VEHICLE: Chevy

C. LICENSE PLATE#: 21949TT

D. BODYTYPE: LD wrecker

E. REGISTRATION#: 1G B4YS E73MF 112973

6. INSURANCE INFORMATION:

A. NAME OF INSURANCE CO. selective / Lynox Group

B. AMOUNT OF LIABILITY(INSURANCE: \_\_\_\_\_

C. POLICY NUMBER CO1 attached

7. APPLICANT'S REGISTERED REPAIR SHOP CERTIFICATE#: 7128500  
(PLEASE ATTACH COPY OF THIS CERTIFICATE)

**PLEASE EMAIL PICTURES OF YOUR LICENSE PLATE & BUSINESS EMBLEM FOR EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH CHAPTER #136, ENTITLED "TOWING AND ROAD SERVICE", OF THE TOWN OF LIBERTY CODE AND THE RULES AND REGULATIONS APPLYING TO SAID CHAPTER AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF. I CERTIFY THAT I AM ALSO FAMILIAR WITH THE TOWN OF LIBERTY'S TOWING AND ROAD SERVICE FEE SCHEDULE.

SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 26<sup>th</sup> DAY OF December 2013

(Stacey J. Stephenson)  
NOTARY PUBLIC

STACEY J. STEPHENSON  
Notary Public, State of New York  
Sullivan County Clerk's #2759  
Commission Expires Jan. 12, 2025

LICENSE ISSUED

LICENSE # 0418

DATE \_\_\_\_\_  
RATE SCHEDULE: \$100 PER TRUCK

94

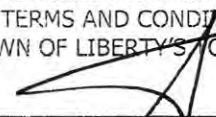
**TOWN OF LIBERTY  
APPLICATION FOR TOWING & ROAD SERVICE LICENSE**

License expires the 31st day of December following the Date of Issue

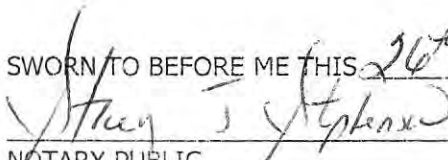
- 1. NAME OF APPLICANT: Sean Brooks/Martys AGE 51
- 2. BUSINESS ADDRESS: 403 Harris Road, Ferrisdale, NY
- 3. RESIDENCE ADDRESS: 62 Jacks Rd., Ferris, NY 12734
- 4. TELEPHONE: (845)(794)(5005) EXT \_\_\_\_\_
- 5. VEHICLE INFORMATION:
  - A. NAME OF OWNER: Martys Service
  - B. MAKE OF VEHICLE: Dodge
  - C. LICENSE PLATE#: 225N 811
  - D. BODYTYPE: Flatbed
  - E. REGISTRATION#: 3C7WR MDJ5 4G31 0454
- 6. INSURANCE INFORMATION:
  - A. NAME OF INSURANCE CO: selective, Lynox Group
  - B. AMOUNT OF LIABILITY INSURANCE: \_\_\_\_\_
  - C. POLICY NUMBER: col attached
- 7. APPLICANT'S REGISTERED REPAIR SHOP CERTIFICATE#: 2058217  
(PLEASE ATTACH COPY OF THIS CERTIFICATE)

**PLEASE EMAIL PICTURES OF YOUR LICENSE PLATE & BUSINESS EMBLEM FOR EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

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SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 26<sup>th</sup> DAY OF December 2023.

  
NOTARY PUBLIC

STACEY J. STEPHENSON  
Notary Public, State of New York  
Sullivan County Clerk's #2759  
Commission Expires Jan. 12, 2025

LICENSE ISSUED \_\_\_\_\_  
DATE \_\_\_\_\_  
LICENSE # 0419 RATE SCHEDULE: \$100 PER TRUCK



**TOWN OF LIBERTY  
APPLICATION FOR TOWING & ROAD SERVICE LICENSE**

License expires the 31st day of December following the Date of Issu

1. NAME OF APPLICANT: Jean Brooks/Better 51

2. BUSINESS ADDRESS: 403 Harris Rd, Ferris, NY 12734

3. RESIDENCE ADDRESS: 62 Sacks Rd, Ferris, NY 12734

4. TELEPHONE: (845) (794) (8500) EXT \_\_\_\_\_

5. VEHICLE INFORMATION:

A. NAME OF OWNER: Better Service Inc.

B. MAKE OF VEHICLE: FORD

C. LICENSE PLATE#: 11750TV

D. BODYTYPE: Flatbed

E. REGISTRATION#: 1FDUF5HN9LDA13397

6. INSURANCE INFORMATION:

A. NAME OF INSURANCE CO. Kyscraper Insurance

B. AMOUNT OF LIABILITY INSURANCE: \_\_\_\_\_

C. POLICY NUMBER \*\*\*COI attached\*\*\*

7. APPLICANT'S REGISTERED REPAIR SHOP CERTIFICATE#: 7128500  
(PLEASE ATTACH COPY OF THIS CERTIFICATE)

**PLEASE EMAIL PICTURES OF YOUR LICENSE PLATE & BUSINESS EMBLEM FOR EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

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SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 26<sup>th</sup> DAY OF December 2023

NOTARY PUBLIC

STACEY J. STEPHENSON  
Notary Public, State of New York  
Sullivan County Clerk's #2759  
Commission Expires Jan. 12, 2025

LICENSE ISSUED

LICENSE # 0417

DATE

RATE SCHEDULE: \$100 PER TRUCK

**TOWN OF LIBERTY  
APPLICATION FOR TOWING & ROAD SERVICE LICENSE**

License expires the 31st day of December following the Date of Issue

- 1. NAME OF APPLICANT: Better Service Inc AGE 51
- 2. BUSINESS ADDRESS: 403 Farmington Terrace, NY 12734
- 3. RESIDENCE ADDRESS: 62 Jacks Rd Ferris, NY 12742
- 4. TELEPHONE: (845) (794) (8528) EXT \_\_\_\_\_
- 5. VEHICLE INFORMATION:
  - A. NAME OF OWNER: Better Service Inc
  - B. MAKE OF VEHICLE: FORD
  - C. LICENSE PLATE#: 22332TT
  - D. BODYTYPE: Flatbed
  - E. REGISTRATION#: 1FD0F5HN0LDA13398
- 6. INSURANCE INFORMATION:
  - A. NAME OF INSURANCE CO.: Sky Scaper Insurance
  - B. AMOUNT OF LIABILITY INSURANCE: \* COI attached \*
  - C. POLICY NUMBER: \_\_\_\_\_
- 7. APPLICANT'S REGISTERED REPAIR SHOP CERTIFICATE#: 7128500  
(PLEASE ATTACH COPY OF THIS CERTIFICATE)

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SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 26th DAY OF December 2023

Stacey J Stephenson  
NOTARY PUBLIC

STACEY J STEPHENSON  
Notary Public, State of New York  
School District Clerk's #2759  
Commission Expires Jan. 12, 2025

LICENSE ISSUED

LICENSE # 0416

DATE \_\_\_\_\_  
RATE SCHEDULE: \$100 PER TRUCK

**TOWN OF LIBERTY  
APPLICATION FOR TOWING & ROAD SERVICE LICENSE**

License expires the 31st day of December following the Date of Issue

- 1. NAME OF APPLICANT: Paul Drott / Prestige Towing AGE 57
- 2. BUSINESS ADDRESS: 403 Harris Road, Ferris, NY 12734
- 3. RESIDENCE ADDRESS: 62 Jacks Rd, Harris, NY 12742
- 4. TELEPHONE: (845) (784) (8522) EXT \_\_\_\_\_
- 5. VEHICLE INFORMATION:
  - A. NAME OF OWNER: Prestige Towing & Recovery, Inc.
  - B. MAKE OF VEHICLE: Freightliner
  - C. LICENSE PLATE#: 47B40PC
  - D. BODYTYPE: HDW
  - E. REGISTRATION#: IFVHG3DV3G H HM 5558
- 6. INSURANCE INFORMATION:
  - A. NAME OF INSURANCE CO. Michigan Miller
  - B. AMOUNT OF LIABILITY INSURANCE: 1,000,000
  - C. POLICY NUMBER V0706665
- 7. APPLICANT'S REGISTERED REPAIR SHOP CERTIFICATE#: 70027  
(PLEASE ATTACH COPY OF THIS CERTIFICATE)

**PLEASE EMAIL PICTURES OF YOUR LICENSE PLATE & BUSINESS EMBLEM FOR EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

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SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 26<sup>th</sup> DAY OF December 2023

NOTARY PUBLIC

STACEY J. STEPHENSON  
Notary Public, State of New York  
Sullivan County Clerk's #2759  
Commission Expires Jan. 12, 2025

LICENSE ISSUED

LICENSE # 0421

DATE

RATE SCHEDULE: \$100 PER TRUCK

**TOWN OF LIBERTY  
APPLICATION FOR TOWING & ROAD SERVICE LICENSE**

License expires the 31st day of December following the Date of Issue.

- 1. NAME OF APPLICANT: Jean Brooks/Prestige AGE 51
- 2. BUSINESS ADDRESS: 403 Harris Rd, Ferrisdale, NY 12734
- 3. RESIDENCE ADDRESS: 62 Sacks Rd, Harris
- 4. TELEPHONE: (845) (794) (8522) EXT \_\_\_\_\_
- 5. VEHICLE INFORMATION:
  - A. NAME OF OWNER: Prestige Towing & Recovery, INC
  - B. MAKE OF VEHICLE: Chevy
  - C. LICENSE PLATE#: 23580TT
  - D. BODYTYPE: LD Wrecker
  - E. REGISTRATION#: 1G133KYCG0HF119162
- 6. INSURANCE INFORMATION:
  - A. NAME OF INSURANCE CO. Michigan Miller
  - B. AMOUNT OF LIABILITY INSURANCE: 1,000,000
  - C. POLICY NUMBER V0706665
- 7. APPLICANT'S REGISTERED REPAIR SHOP CERTIFICATE#: 70027  
(PLEASE ATTACH COPY OF THIS CERTIFICATE)

**PLEASE EMAIL PICTURES OF YOUR LICENSE PLATE & BUSINESS EMBLEM FOR EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

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\_\_\_\_\_  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 26<sup>th</sup> DAY OF December 2023.

Stacy J. Stephenson  
NOTARY PUBLIC

STACEY J. STEPHENSON  
Notary Public, State of New York  
Sullivan County Clerk's #2759  
Commission Expires Jan. 12, 2025

LICENSE ISSUED  
LICENSE # 0420

DATE \_\_\_\_\_  
RATE SCHEDULE: \$100 PER TRUCK

**TOWN OF LIBERTY  
APPLICATION FOR TOWING & ROAD SERVICE LICENSE**

License expires the 31st day of December following the Date of Issue

*Sean Brooks*

1. NAME OF APPLICANT: Prestige Towing & Recovery Inc.

2. BUSINESS ADDRESS: P.O. Box 245 / 403 Harris Rd., Terndale,

3. RESIDENCE ADDRESS: 62 Jacks Rd, Harris, NY

4. TELEPHONE: (845) (794) (8522) EXT \_\_\_\_\_

5. VEHICLE INFORMATION:

A. NAME OF OWNER: Prestige Towing & Recovery

B. MAKE OF VEHICLE: Peterbilt

C. LICENSE PLATE#: 61189PC

D. BODYTYPE: HDU

E. REGISTRATION#: 1XP HDP 9X 3C0138482

6. INSURANCE INFORMATION:

A. NAME OF INSURANCE CO. Michigan Miller

B. AMOUNT OF LIABILITY INSURANCE: 1,000,000

C. POLICY NUMBER V0706665

7. APPLICANT'S REGISTERED REPAIR SHOP CERTIFICATE#: 70027

(PLEASE ATTACH COPY OF THIS CERTIFICATE)

**PLEASE EMAIL PICTURES OF YOUR LICENSE PLATE & BUSINESS EMBLEM FOR EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

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SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 26<sup>th</sup> DAY OF December 2023

NOTARY PUBLIC

STACEY J. STEPHENSON  
Notary Public, State of New York  
Sullivan County Clerk's #2759  
Commission Expires Jan. 12, 2025

LICENSE ISSUED

LICENSE # 0422

DATE

RATE SCHEDULE: \$100 PER TRUCK

**TOWN OF LIBERTY**  
**APPLICATION FOR TOWING & ROAD SERVICE LICENSE**

License expires the 31st day of December following the Date of Issue

- 1. NAME OF APPLICANT: Prestige Towing & Recovery, Inc AGE 51
- 2. BUSINESS ADDRESS: 403 Harris Rd, Ferrisdale, NY 12734
- 3. RESIDENCE ADDRESS: 62 Sacks Rd, Harris
- 4. TELEPHONE: (845) (794) (8522) EXT. \_\_\_\_\_
- 5. VEHICLE INFORMATION:
  - A. NAME OF OWNER Prestige Towing & Recovery, Inc
  - B. MAKE OF VEHICLE: Chevrolet
  - C. LICENSE PLATE#: 23594TT
  - D. BODYTYPE: Flatbed
  - E. REGISTRATION#: JALEEW16XP7900987
- 6. INSURANCE INFORMATION:
  - A. NAME OF INSURANCE CO. Michigan Miller
  - B. AMOUNT OF LIABILITY INSURANCE: 1,000,000
  - C. POLICY NUMBER V0706665
- 7. APPLICANT'S REGISTERED REPAIR SHOP CERTIFICATE#: 70027  
(PLEASE ATTACH COPY OF THIS CERTIFICATE)

**PLEASE EMAIL PICTURES OF YOUR LICENSE PLATE & BUSINESS EMBLEM FOR EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

I CERTIFY THAT I AM FAMILIAR WITH CHAPTER #136, ENTITLED "TOWING AND ROAD SERVICE", OF THE TOWN OF LIBERTY CODE AND THE RULES AND REGULATIONS APPLYING TO SAID CHAPTER AND AGREE TO COMPLY WITH THE TERMS AND CONDITIONS THEREOF. I CERTIFY THAT I AM ALSO FAMILIAR WITH THE TOWN OF LIBERTY'S TOWING AND ROAD SERVICE FEE SCHEDULE.

\_\_\_\_\_  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 26<sup>th</sup> DAY OF December 2023

Stacy J. Stephenson  
NOTARY PUBLIC

STACY J. STEPHENSON  
Notary Public, State of New York  
Subscribed County Clerk's #2759  
Commission Expires Jan. 12, 2025

LICENSE ISSUED  
LICENSE # 0423

DATE \_\_\_\_\_  
RATE SCHEDULE: \$100 PER TRUCK

**TOWN OF LIBERTY  
APPLICATION FOR TOWING & ROAD SERVICE LICENSE**

License expires the 31st day of December following the Date of Issue

1. NAME OF APPLICANT: Jean Brooks / Prestige Towing 51 (AGE)

2. BUSINESS ADDRESS: 403 Harris Rd, Terndale, NY 12734

3. RESIDENCE ADDRESS: 602 Jacks Rd, Harris, NY 12742

4. TELEPHONE: (845) (794) (8522) EXT \_\_\_\_\_

5. VEHICLE INFORMATION:

A. NAME OF OWNER: Prestige Towing

B. MAKE OF VEHICLE: Freightliner

C. LICENSE PLATE#: 146676TV

D. BODYTYPE: Flatbed

E. REGISTRATION#: 1FVACWDT1FHGN9127

6. INSURANCE INFORMATION:

A. NAME OF INSURANCE CO. Michigan Miller

B. AMOUNT OF LIABILITY INSURANCE: 4,000,000

C. POLICY NUMBER V0706665

7. APPLICANT'S REGISTERED REPAIR SHOP CERTIFICATE#: 70027

(PLEASE ATTACH COPY OF THIS CERTIFICATE)

**PLEASE EMAIL PICTURES OF YOUR LICENSE PLATE & BUSINESS EMBLEM FOR EACH VEHICLE TO [s.sprague@townofliberty.org](mailto:s.sprague@townofliberty.org) IF YOU ARE UNABLE TO EMAIL PLEASE ATTACH COPIES OF PICTURES W/ THE APPLICATION.**

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\_\_\_\_\_  
SIGNATURE OF APPLICANT

SWORN TO BEFORE ME THIS 26<sup>th</sup> DAY OF December 2023.

Stacey J. Stephenson  
NOTARY PUBLIC

STACEY J. STEPHENSON  
Notary Public, State of New York  
Sullivan County Clerk's #2759  
Commission Expires Jan. 12, 2025

LICENSE ISSUED

LICENSE # 0424

\_\_\_\_\_  
DATE  
RATE SCHEDULE: \$100 PER TRUCK