

REGULAR MEETING

JUNE 8, 2009

The Board of Trustees held the Regular Meeting of June 8, 2009 at the Village Municipal Building, 167 North Main Street, Liberty New York. Mayor Winters opened the meeting with the Pledge of Allegiance.

PRESENT: Mayor Richard Winters, Trustee Shirley Lindsley, Trustee Corinne McGuire and Trustee Dawn Green. Also Present: Langdon Chapman, Attorney for the Village and Judy Zurawski, Clerk/Treasurer.

ABSENT: Trustee David Simon

ALSO PRESENT: William Cogswell, Michael McKeon, Joan Stoddard, Henrich Strauch, Sean Hanofee, Debbie Lowry, John Lowry, Margaret Lindsley, Robert Rose, Deborah Manley, Elizabeth Montag, Nelson Gabriel, Taylor Stoddard and Beth Punta.

APPROVAL OF MINUTES: Motion by Trustee Lindsley, seconded by Trustee Green and unanimously carried approving the following minutes:

REGULAR MEETING – MAY 18, 2009

CORRESPONDENCE: Mayor Winters said the Village has received the following correspondence and it is available for review in the Clerk's Office:

INCOMING

- Letter from El Conquistador Re: Liquor License 04/20/09

PUBLIC COMMENTS: Mayor Winters opened the meeting to comments from the Public.

Joan Stoddard (27 Winslow Place) said that she did not see a disclosure that Edward Lagarde was the Mayor's father-in-law.

Joan Stoddard said in her opinion pursuing the Fleet Bank building for a joint municipal venture with the Town did not seem feasible as the building is in a terrible state of disrepair and she does not like the fact that the building would be off the tax rolls. She suggested that the Board pursue more important issues, such as the consolidation of the DPW since their building is in disrepair.

William Cogswell (State Route 55) said he would like to know by the next meeting the status of the litigation on the well.

William Cogswell also asked for a copy of the Executive Session minutes from the last meeting (5/18/09).

Elizabeth Montag (Noble Street) asked about the proposed community garden on Noble Street.

Mayor Winters assured her that the garden would not be happening.

CDC
REPORT: **HENRICH STRAUCH – LIBERTY COMMUNITY DEVELOPMENT CORPORATION**

Henrich said he did not have anything to report other than the fact that he would like to discuss the legal status of a couple of the micro enterprise loans in Executive Session.

ATTORNEY Attorney Chapman said he has been working on the bridge situation
COMMENTS: on West Liberty Street.

Attorney Chapman informed the Board that Natalio's Restaurant had its Community Development Loan closing in the amount of \$10,000.

TREAS.
REPORT: **DAVID BODENSTEIN - MIKE PRIES INSURANCE**

David Bodenstein of Mike Pries Insurance made his insurance presentation to the Board using Trident (Argonaut Group) Insurance Company, which has an A+ insurance rating. He reviewed the policies, showing the Board the coverage for each business line. He quoted the price for July 1, 2009 thru June 30, 2010 as \$81,931.47, which includes an Umbrella that goes over the liabilities for a total limit of \$10,000,000.

Treasurer Zurawski reported on the following:

- Tax Bills were sent out on schedule and tax collection has begun. To date \$253,000 has been collected.
- Said she is busy with all the year-end financial work, which continues thru June, July and August to make the year as accurate as possible.

TABLED
BUSINESS **UPDATE ON ADA COMPLIANCE**

The ADA Compliance issue is out to bid and the bids are due back on Tuesday, June 30, 2009.

CONSIDER USING DWSRF FUNDING FOR PARKSVILLE BETTERMENT – RESOLUTION, UTILITY WORK AGREEMENT, ETC

RESOL.# Motion by Trustee Lindsley, seconded by Trustee McGuire and unanimously
34-2009: carried approving Resolution #34-2009.

A resolution authorizing the State of New York to incorporate the construction of Water Main Betterment along Main Street between Stations WA 1+291.58 to WA1+584.51 for the Village of Liberty in the contract for reconstruction of D260985 (Rte 17 Parksville) S.H. 5223 Liberty - County Line, Part 1, Town of Liberty, Sullivan County.

WHEREAS, Section 10, Subdivision 27 of the New York Highway Law Provides, in part, that the Commissioner of Transportation shall have power, upon the request of the municipality, to perform for and at the expense of such municipality, any work of construction or reconstruction, including the removal and relocation of facilities, provided the Commissioner of Transportation deems it practicable to perform such work in connection with the performance of any work of construction, reconstruction, or improvement; and

WHEREAS, the State of New York is presently preparing contract plans for the construction, reconstruction, or improvement of Route 15 Parksville, SH 5223 Liberty – County Line Part 1, Town of Liberty, Sullivan County which involves construction within the route which the Village of Liberty contemplated using for the construction of Water Main Betterment along Main Street between Stations WA 1+291.58 to WA 1+584.51, and

WHEREAS, said construction, reconstruction, or improvement can be undertaken in conjunction with the construction of the aforesaid Water Main Betterment along Main Street between Stations WA 1+291.58 to WA 1+584.51 at a substantial ultimate savings to the Village of Liberty, now therefore be it

RESOLVED that the Village of Liberty in Regular Meeting convened, petitions the New York State Department of Transportation as follows:

Petition 1. The State of New York is hereby authorized to proceed with the necessary arrangements to incorporate the proposed Water Main Betterment along Main Street between Stations WA 1+291,58 to WA 1+584.51 in the contract for the construction, reconstruction, or improvement of Route 17 Parksville with the cost of said construction and necessary work in connection therewith to be borne by the Village of Liberty.

Petition 2. The Village of Liberty will maintain said Water Main Betterment along Main Street between Stations WA 1+291.58 to WA 1+584.51 subsequent to the construction thereof.

Petition 3. This resolution shall take effect immediately.

BE IT FURTHER RESOLVED: that the clerk of this Board of Trustees is hereby directed to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

Motion by Trustee Lindsley, seconded by Trustee McGuire and unanimously carried authorizing Mayor Winters to sign the Utility Work Agreement the NY Route 17 @ Parkville – SH 5223 Liberty – County Line, Part 1 – Town of Liberty, Sullivan County also identified as Project No. 9066.74 – Contract No. D260985.

UPDATE ON BACKHOE AND LOADER

The bids for the backhoe and loader are due back Thursday, July 2, 2009.

UPDATE ON SURPLUS EQUIPMENT

The bid for the surplus equipment is due back on Tuesday, June 23, 2009.

NEW BUSINESS: YEAR **CONSIDER RENEWAL OF TAXI LICENSES FOR 2009/2010 FISCAL**

Motion by Trustee Lindsley, seconded by Trustee Green and unanimously carried approving the following taxi licenses for the 2009/2010 fiscal year:

Sureway Taxi - Permit # 1, 2, 3, 4, 5, 6, 7, 8, 9, and 12

Country Taxi - Permit # 11 and 28

ABC Cab Service - Permit #16

All Budget Taxi Co, Inc. - Taxi Licenses #23, 24, 25, 26 and 27

**A Reliable Transportation Services - Taxi License #10, 13, 21 and
22**

**CONSIDER GOING OUT TO BID FOR WWTP CHEMICALS FOR THE
2009/2010 FISCAL YEAR**

Motion by Trustee Lindsley, seconded by Trustee Green and unanimously carried to go out to bid for Waste Water Treatment Chemicals for the period of July 31, 2009 thru July 31, 2010.

The bid opening will be Wednesday, July 8, 2009 at 11:00 a.m.

CONSIDER GOING OUT TO BID FOR WATER CHEMICALS FOR THE 2009/2010 FISCAL YEAR

Motion by Trustee Lindsley, seconded by Trustee Green and unanimously carried to go out to bid for Water Chemicals for the period of July 31, 2009 to July 31, 2010.

The bid opening will be Wednesday, July 8, 2009 at 11:30 a.m.

CONSIDER GOING OUT TO BID FOR FLOW METERS FOR THE WWTP FOR THE 2009/2010 FISCAL YEAR

Motion by Trustee Lindsley, seconded by Trustee Green and unanimously carried to go out to bid for Flow Meters for the Waste Water Treatment Plant.

The bid opening will be Tuesday, July 8, 2009 at 11:15 a.m.

CONSIDER LP GAS CONTRACT AND MODIFICATIONS BID (WATER DEPARTMENT)

Motion by Trustee Lindsley, seconded by Trustee McGuire and unanimously carried approving the bid received from Combined Energy Service of Monticello, NY in the lump sum amount of \$6,235.00 and 1.53 per gallon of LP Gas for the LP Gas Contract and Modifications.

All bids received were as follows:

Combined Energy Service Monticello, NY	\$6,235.00 lump sum 1.53 per gallon
Fallsburg Gas Service Fallsburg, NY	\$13,857.30 lump sum Selkirk plus .50 cents Currently 1.27 gallons

Trustee Green abstained from voting on this issue.

CONSIDER EVENT PERMIT FOR JULY 4TH FESTIVAL

Motion by Trustee Lindsley, seconded by Trustee Green and unanimously carried approving an ***Event permit*** to hold a ***July Fourth Festival*** on ***Saturday, July 4, 2009*** sponsored by the Liberty Chamber of Commerce.

CONSIDER PARADE PERMIT FOR JULY 4, 2008

Motion by Trustee Lindsley, seconded by Trustee McGuire and unanimously carried approving the ***Parade Permit*** to hold an ***Independence Day***

Parade on July 4th (2009) at 12 Noon sponsored by Liberty Chamber of Commerce.

CONSIDER USING SYNAGRO FOR SLUDE REMOVAL AT THE WASTE WATER TREATMENT PLANT FOR THE 2009-2010 FISCAL YEAR

Motion by Trustee Lindsley, seconded by Trustee Green and unanimously carried to continue with Synagro of Naugatuck, CT at a cost of \$99.00 per ton for the removal of sludge from the Waste Water Treatment Plant during the 2009-2010 fiscal year.

TRUSTEE REPORTS:

Mayor Winters opened the meeting to comments from the Board

Trustee McGuire said that Mr. LaGarde is reviewing the uncollected fines in the Justice Court to see what the Village can do to possible collect them or different procedures that might be able to be used.

Trustee McGuire thanked Mr. LaGarde for all that he has done so far.

Trustee Green discussed on the following issues:

- The possibility of giving Management Personnel access to the budgetary system used by the Village so they can better manage their budget. She said this could be done by a grant to purchase or lease computers. She said the other option is to continue with the paper copies that they currently receive.
- Discussed setting up a Village website, independent from the Town, which would give the public more access to the Village forms, minutes and agendas.
- Discussed revising the loan application for Community Development Block Grant money so that the applicants credit is reviewed more thoroughly. She suggested one item that could be adjusted is that the Village pay the supplier rather than the business so we know the money is used fro the purposes intended.
- Commented that the Village is currently looking at credit cards as additional means of payment from Village residents.

Trustee Lindsley said credit cards would make it easier to take payments over the phone.

Trustee Lindsley also addressed the Noble Street issue.

Mayor Winters addressed the following issues:

- Said that he is working on the West Liberty Street Bridge as well as the Kaempfer Lane issue (pond).
- Said he was glad to see so many residents in attendance

- Discussed the fact that PrimoSports Center LLC expressed an interest in opening a sports complex in Liberty, which would be a 33,000 square foot building that would employ 10 to 33 people.
- Said Business Intelligence is interested in opening a computer school in the Village and the Village could actually become a PILOT for them and receive royalties if other municipalities purchased the system.
- Said Mr. LaGarde is working with Henrich, as his time is somewhat limited since he is not only working for the Village.

APPROVAL Motion by Trustee Lindsley, seconded by Trustee Green and unanimously
OF BILLS carried approving Voucher #9-001 to Voucher #9-054 in the amount of
FOR PYMT \$119,434,22.

Post Audit Vouchers

Motion by Trustee Lindsley, seconded by Trustee McGuire and unanimously carried approving Post Audit Voucher #81-174 to Voucher #81-181 in the amount of \$406,473.49.

EXECUTIVE Motion by Trustee Lindsley, seconded by Trustee Green and unanimously
SESSION: carried to go into Executive Session at 8:30 p.m. to discuss a matter of litigation.

Motion by Trustee McGuire, seconded by Trustee Green and unanimously carried to come out of Executive Session at 8:55 p.m.

ADJOURN: Motion by Trustee McGuire, seconded by Trustee Green and unanimously carried to adjourn the meeting.

THE MEETING WAS ADJOURNED AT 8:56 P.M.

RESPECTFULLY SUBMITTED,

JUDY ZURAWSKI, CLERK/TREASURER