**WORKSESSION MEETING**

FEBRUARY 25, 2014

# The Board of Trustees held the Worksession Meeting of February 25, 2014

# at the Village Municipal Building, 167 North Main Street, Liberty New York.

Mayor Daniel J. Ratner Sr. opened the meeting with the Pledge of Allegiance.

**PRESENT:** Mayor Daniel Ratner, Trustee/Deputy Mayor Joan Stoddard, Trustee Luis Alvarez, and Trustee Ronald Stabak. Also Present: Gary Silver, Attorney for the Village and Judy Zurawski, Clerk/Treasurer

**ABSENT:** Trustee Corinne McGuire

**ALSO** Police Chief Scott Kinne and Robert Mir

**PRESENT:**

**APPROVAL** Motion by Trustee Stoddard, seconded by Trustee Alvarez and

**OF** unanimously carried approving the following minutes:

**MINUTES:**

REGULAR MEETING – February 11, 2014

**TABLED**

**BUSINESS: CONSIDER TIME WARNER CABLE – FRANCHISE RENEWAL**

Attorney Gary Silver said that the new agreement has a different format than the one from June 4, 1997 that has long since expired. He mentioned that the original agreement paid a franchise fee of 3 (three) percent of gross revenues and that in the new agreement the franchise fee is 5 (five) percent of gross revenues with different cut outs.

He said he is currently waiting on figures from David Whalen so that he can compare the two and decide which is better. He will then present these figures to the Board. From there, the Board can collectively decide whether it would be better to stick with the original agreement or sign a new one.

**CONSIDER PUBLIC HEARING RE: TAX CAP OVERRIDE**

This item will remain tabled until a tentative budget is available.

**CONSIDER SHARED SERVICES AGREEMENT – TOWN OF LIBERTY HIGHWAY**

Attorney Gary Silver said he has spoken with Ken Klein and that he is working on drafting up a new shared services agreement that can be used all around. Attorney Silver said he will continue to work with Mr. Klein on this matter.

**UPDATE ON MUSS DEVELOPMENT/FOXWOODS CASINO**

Mayor Ratner gave an update on his conversations with Supervisor Barbuti and the progress on Muss Development/Foxwoods Casino.

He said the Village will be listed as an Involved Party and will negotiate an agreement with the Town of Liberty to split the host community payment ($10,000)

Attorney Silver said that it is important that we proceed in good faith and to keep in mind that there are three regions entitled to a casino, with a floating fourth one.

**CONSIDER RESOLUTION FOR DARE/OFFICER PHIL RE: THUNDER COUNTRY**

**RESOL.#** Motion by Trustee Stoddard, seconded by Trustee Alvarez and unanimously

**11-2014:** carried approving Resolution #11-2014

**LIBERTY D.A.R.E. PROGRAM**

**LIBERTY OFFICER PHIL PROGRAM**

**WHEREAS**, the Drug Abuse Resistance Education (D.A.R.E.) program is administered by the Liberty Police Department and has been taught in the Liberty Central School System for over twenty (20) years;

**WHEREAS**, the Officer Phil Program, promoting child safety, is also taught in the Liberty Central School System;

**WHEREAS**, the Village of Liberty Board of Trustees supports the initiative of both the D.A.R.E. program and the Officer Phil program and the administration of the programs by the Village of Liberty Police Department to deliver this supplemental education to the local school system;

**WHEREAS**, the Bold Gold Media Group/Thunder Country 102 is the local community radio station;

**WHEREAS**, Thunder Country 102 hosts public forums on the D.A.R.E program to educate the public about the nature and scope of use and abuse of illegal drugs;

**WHEREAS**, Thunder Country 102 also helps promote, through its public forums, the Officer Phil Program thereby educating the students on a host of safety issues;

**WHEREAS**, the Village of Liberty Board of Trustees would like to commend the Bold Gold Media Group/Thunder Country 102 for their fine efforts and good influence through these public forums;

**NOW, THEREFORE BE IT RESOLVED**, by the authority vested in me as Mayor, I hereby extend sincere thanks on behalf of myself and the Board of Trustees, to the Bold Gold Media Group/Thunder Country 102 for their outstanding involvement to promote community awareness of these programs.

Mayor Ratner and Trustee Alvarez said they would go to the radio station and present it to the manager.

**CONSIDER RE-AFFIRMING TRUCK TRADE RESOLUTION**

Attorney Silver informed the Board that he confirmed with N.Y.C.O.M. that the Village will be able to effect the following trade:

An even trade of the Village of Liberty owned 2003 Ford F350 Box Truck (VIN#1FDWX37P63EB789) for a 2008 Ford Ranger Truck, which is available at a local dealership, Immaculate Concepts.

**NEW CONSIDER SETTING WORKSESSION FOR 2014/15 BUDGET**

**BUSINESS:**

Motion by Trustee Stoddard, seconded by Trustee Stabak and unanimously

carried to set a Budget Worksession Meeting on Thursday, March 13, 2014 at 6:00 p.m. to begin discussions on the 2014/15 Village of Liberty Budget.

**CONSIDER SETTING PUBLIC HEARING FOR 2014/15 BUDGET**

Motion by Trustee Stoddard, seconded by Trustee Alvarez and unanimously carried to set a Public Hearing on the 2014/15 Budget on Tuesday, April 8, 2014 at 6:45.

**CONSIDER FLOORING QUOTES – DPW**

Motion by Trustee Stoddard, seconded by Trustee Alvarez and unanimously carried approving the following flooring quotes for the D.P.W shop:

Home DePot - $534.60 – Vinyl Flooring

Pro-Build - $557.04 - Sub-Floor

The approval of these quotes are subject to the 25 year warranty not being limited to residential usage, it must include commercial use.

All additional quotes received were as follows:

Flooring

Youngsville Custom Kitchens - $4,500.00

Sub-Flooring

Home DePot - $563.28

Superior - $606.24

**CONSIDER LOAN RESOLUTION AND GRANT AGREEMENT – WATER STORAGE**

**RESOL. #** Motion by Trustee Stoddard, seconded by Trustee Stabak and unanimously **12-2014**: carried approving Resolution #12-2014.

WATER SYSTEM GRANT AGREEMENT

UNITED STATES DEPARTMENT OF AGRICULTURE

RURAL UTILITIES SERVICES

WHEREAS, this Agreement dated February 12, 2014 between the Village of Liberty, a public corporation organized and operating under New York State Local Finance Laws herein called “Grantee” and the United States of America acting through the Rural Utilities Service, Department of Agriculture, herein called “Grantor”,

WHEREAS, Grantee has determined to undertake a project of acquisition, construction, enlargement or capital improvement of a water system to serve the area under its jurisdiction at an estimated cost of $1,378,389.00 and duly authorized the undertaking of such project;

WHEREAS, Grantee is able to finance not more than $628,389.00 of the development costs through revenues, taxes or assessments, or funds otherwise available to Grantee resulting in a reasonable user charge.

WHEREAS, said sum of $628,389 has been committed to and by Grantee for such project development costs;

WHEREAS, Grantor has agreed to grant the Grantee a sum not to exceed $750,000 or 54.41 percent of said project development costs, whichever is the lesser, subject to the terms and conditions established by the Grantor. Provided, however, that the proportionate share of any grant funds actually advanced and not needed for grant purposes shall be returned immediately to the Grantor. The Grantor may terminate the grant in whole, or in part, at any time before the date of completion, whenever it is determined that the Grantee has failed to comply with the Conditions of the grant;

WHEREAS, as a condition of this grant agreement, the Grantee assures and certifies that it is in compliance with and will comply in the course of the agreement with all applicable laws, regulations, executive orders and other generally applicable requirements, including those set out in 7 CFR 3015.205(b), which hereby are incorporated into this agreement by reference, and such other statutory provisions as are specifically set forth herein.

NOW, In consideration of said grant by Grantor to Grantee, to be made pursuant to Section 306(a) of The Consolidated Farm and Rural Development Act for the purpose only of defraying a part not to exceed 54.41 percent of the project development costs, as defined by applicable Rural Utilities Service instructions;

NOW, THEREFORE, the Board of Trustees of the Village of Liberty has adopted this complete grant agreement and caused it to be executed by the Mayor of the Village of Liberty on this date.

**RESOL.#** Motion by Trustee Stoddard, seconded by Trustee Stabak and unanimously

**13-2014:** carried approving Resolution #13-2014.

LOAN RESOLUTION

WATER STORAGE TANK

WHEREAS, a resolution of the Board of Trustees of the Village of Liberty authorizing and providing for the incurrence of indebtedness for the purpose of providing a portion of the cost of acquiring, constructing, enlarging, improving and/or extending its Water Facility to serve an area lawfully within its Jurisdiction to serve.

WHEREAS, it is necessary for the Village of Liberty to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of $289,000 initial loan and $327,000 subsequent loan pursuant to the provisions of New York State Local Finance Laws;

NOW, THEREFORE, the Board of Trustees of the Village of Liberty has adopted this resolution and caused it to be executed by the Mayor of the Village of Liberty on this date.

The resolution was put to a vote, which resulted as follows:

MAYOR DANIEL J. RATNER - YES

DEPUTY MAYOR/

TRUSTEE JOAN STODDARD - YES

TRUSTEE LUIS ALVAREZ - YES

TRUSTEE RONALD STABAK - YES

TRUSTEE CORINNE MCGURE - ABSENT

**CONSIDER SETTING PUBLIC HEARING – LOCAL LAW #1-2014 – JUSTICE COURT**

Motion by Trustee Stoddard, seconded by Trustee Stabak and unanimously carried to set a Public Hearing for March 11, 2014 at 6:55 p.m. to consider Local Law #1-2014 to amend Chapter 1 of the Code of the Village of Liberty (entitled “General Provisions”) to add a new Article III, entitled “Town of Liberty Justice Court”, to effect a change in all provisions of the Code of the Village of Liberty which refer to the “Village Justice Court” or which use a similar phrase and to replace them with a reference to the Town of Liberty Justice Court, due to the abolishment of the Village of Liberty Justice Court in April 2011.

**CONSIDER EVENT PERMIT – SPRING FLING**

Motion by Trustee Stoddard, seconded by Trustee Alvarez and unanimously carried approving the Event Permit for the Spring Fling 5K Race on Sunday, April 27, 2014. This event is sponsored by the SADD Group of the Liberty High School.

**CONSIDER GETCRASHREPORTS.COM**

The Board reviewed this information and thought it was a great idea. They requested the Police Chief to ask the company for an addendum to the agreement that needs to be signed that would state the charges and billing methods. Once this is received it will be considered at the next Board Meeting.

**SPECIAL NOTES AND COMMENTS**

Police Chief Kinne said the part-time employee is working out very well and the Municipal Building is looking much better.

Mayor Ratner said the Farmers Market is moving back to Darbee Lane for the 2014 Season.

Trustee Stabak said the Liberty CDC Touch-A-Truck Event is coming up and he would like to see a DPW Truck or piece of equipment at the Fund Raiser. Mayor Ratner said he would talk to the Supervisor to see if anyone will volunteer for the event.

Trustee Stabak asked that the term change for Village of Liberty Trustees be put on the next agenda under New Business.

**EXECUTIVE** Motion by Trustee Stoddard, seconded by Trustee Stabak and

**SESSION:** unanimously carried to go into Executive Session at 8:45 p.m. to receive

Attorney advice and to discuss PBA Contract negotiations.

Motion by Trustee Stabak seconded by Trustee Alvarez and unanimously

carried to come out of Executive Session at 9:33 p.m.

**ADJOURN:** Motion by Trustee Stabak, seconded by Trustee Alvarez and

unanimously carried to adjourn the meeting.

**THE MEETING WAS ADJOURNED AT 9:34 P.M.**

**RESPECTFULLY SUBMITTED,**

**JUDY H. ZURAWSKI, CLERK/TREASURER**

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