

INTRODUCTION AND SWEARING IN OF NEW POLICE OFFICER AND SERGEANT

Police Chief D'Agata introduced Police Officer Vincent Rotundo to the Board. Officer Rotundo has earned his degree in Criminal Justice and has already successfully graduated from the Rockland County Police Academy. Officer Rotundo brings a considerable amount of education and experience to his police officer position and will carry out the department's mission of public safety.

Mayor Stabak administered the Oath of Office to Officer Vincent Rotundo.

Police Chief D'Agata also introduced the newest member of his supervisory staff Sergeant Everett Saul. Sergeant Saul has been with the Village police Department since October 2018 and has participated in many programs and received a Life Saving Award by Chief Kinne.

Mayor Stabak administered the Oath of Office to Sergeant Everett Saul.

REGULAR MEETING

OCTOBER 14, 2021

The Board of Trustees held the Regular Meeting of October 14 2021 at the Village Municipal Building, 167 North Main Street, Liberty New York. Mayor Ronald Stabak opened the meeting with the Pledge of Allegiance.

PRESENT: Mayor Ronald Stabak, Deputy Mayor/Trustee Joan Stoddard, Trustee Robert Mir and Trustee Ernest Feasel Also Present: Attorney for the Village, Gary Silver and Judy Zurawski, Clerk/Treasurer.

ABSENT: Trustee Daniel Wright

ALSO PRESENT: Police Chief Steven D'Agata, David Ohman, Daniel Pollan (Code Enforcement Officer), Sam Soto, Felipe Sastre, Goldie Moore, Evelyn Hefter, Yolanda Leon Richard Winters and Natasha Kennedia.

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

WORKSESSION MEETING – SEPTEMBER 16, 2021

CORRESPONDENCE: Mayor Stabak said the following correspondence has been received and anyone can request copies.

- ❖ E-Mail from Joule Community Power Re: Renewable Energy Savings 9.20.21
- ❖ NYCOM Advocacy Update 10.01.21

PUBLIC INPUT:

Mayor Stabak opened the meeting to comments from the Public.

Richard Winters (Balsam Drive) discussed the issue of the double-wide trailer placed on Balsam Drive that doesn't meet Village Code.

Mayor Stabak said he should direct his questions to the Code Enforcement Officer.

Goldie Moore (91 North Main Street Hair Salon) discussed her parking dilemma due to the fact that she has many customers that are in her salon more than two hours. She said the parking lot across the street has been sold to an ice cream vendor and the parking lot will no longer be available for parking. She asked the Board if there is any mechanism in place where she could purchase a parking pass to allow for longer than two hour parking.

The Board said they did not have any way to allow parking for longer than two hours. They asked Code Enforcement Officer Dan Pollan to get the information on the new owner of 71 North Main and give it to Goldie so she could approach him about the possible rental of a couple of parking spaces.

Sam Soto (Balsam Drive) addressed the double wide trailer he is in the process of putting in on Balsam Drive. He said he understands the events that occurred but does plan on making the structure look aesthetically pleasing.

Evelyn Hefter (Jeffersonville, NY Resident) explained she rents a store front in downtown Liberty for her bakery and farmers market operation. She vouched for Sam and Felipe and their project on Balsam Drive. She said she has seen their work in New York City and that Felipe has even written a book on remodeling.

ATTORNEY Attorney Silver said he is waiting for the final certified copy from the **COMMENTS:** Department of Health regarding the ice cream vendor.

TREAS. REPORT:

Treasurer Zurawski's written report was as follows:

- ❖ List of Current Taxes and collections thru 09/30/21 of which there is \$531,646.00 outstanding. The current taxes are 90% collected.
- ❖ List of Delinquent Taxes, which as of 09/30/21 is \$497,747.75 not collected.
- ❖ Starting and Ending Central Check Numbers for September 2021
- ❖ Starting September 2021 Central Check #16820
- ❖ Financial comparison of General, Water, Sewer and Sanitation

In addition, Treasurer Zurawski said the Annual Financial Report has been completed and the May 31, 2021 Fund Balances are included in the report.

**TABLED UPDATE ON ENGINEERING PROJECTS - D. OHMAN/DELAWARE
BUSINESS:ENGINEERING:**

David Ohman of Delaware Engineering reported on the following:

1. Tonight's meeting:

- WWTP Upgrade – Review bidding schedule and Village Board Resolution Authorizing going to bid
- WWTP Sludge Handling Upgrade (Phase 2) – Village Board Resolution Authorizing Submission of the NYSEFC WIIA Grant Application
- Grit Pump Replacement – Review contractor system installation pricing and decide to award, or not.

2. WWTP Upgrade

Tonight's meeting:

- WWTP Upgrade – Review bidding schedule and Village Board Resolution Authorizing going to bid
- WWTP Sludge Handling Upgrade (Phase 2) – Village Board Resolution Authorizing Submission of the NYSEFC WIIA Grant Application

Update/Review of Project Progress

- Proceeding with design work of base contract with no sludge processing elements included
 - The new electrical building and a new mechanical screen (upstream of the fine screen building) have been added.
 - An allowance has been added to fix up the existing belt press
 - **The new belt press is included in the Phase 2 budget but has been added as a Bid Alternate to Phase 1 and can be considered by the Board at bidding**
 - the cost for the new press will likely exceed the current budget but having a bid number will allow for the Village to understand a current cost and consider options
 - Options:
 - If it can be accomplished within the current budget – proceed
 - If cost exceeds budget, review eligibility for financing with EFC and consider modifying PFA with EFC to include this work and increase bond resolution if needed
 - Continue to keep in Phase 2
- Going with a Phase 1 (base contract) and Phase 2 (sludge) contract will allow some work to proceed while Village applies for more grant funding.

For the Base Project – Phase 1:

- Revised and resubmitted the approved Engineering Report (with tracked changes) on October 30, 2020 to remove sludge related work as possible to allow other work to proceed.
 - no comments back from NYSEFC yet
 - On Feb 24, 2021 call NYSEFC said they would complete review of the ER amendment with plans and specs submission
- Ultimately revising the Project Finance Agreement
- Design (plans and specs) and Revised Engineering Report submitted for NYSEFC review on May 24, 2021 and to NYSDEC on May 26, 2021.
- Village received NYSEFC design review comments (via email) on the Plans, Specifications and Engineering Report Amendment on July 26, 2021
 - **On September 17, 2021, a response letter that addresses these items, and provide the information required to approve the Design (plans and specs) and Preliminary Engineering Report Amendment**

- **On September 22, 2021 NYSEFC issued the PER and Design Approval Letter**
- The project is now ready to go to bid. Ready for Village to authorize the Village Clerk to advertise for bidding.
- **Therefore, we recommend that the Village Board resolve authorize the Village Clerk to submit the Bid Advertisement for the WWTP Upgrade Phase 1 work to the Village's Official Newspaper for publication**
- Excerpt from the Revised Anticipated Project Schedule below:

September 22	Village received NYSEFC Design Approval to go to bid
September 22 – October 15, 2021	Finalize documents for bidding of Construction Contracts
October 14, 2021	Village Board Meeting
	Village Board Resolution Authorizing going to bid
By October 18, 2021	Village Clerk to Submit Bid Advertisement to Villages Official Newspaper for publication on October 22, 2021
On or before October 19, 2021	Contract Documents for Bidding are Available on Electronic Plan Room
October 22, 2021	Legal Notice to Appear in the Village's Official Newspaper
October 26, 2021	Pre-Bid Meeting Held at 10 AM at Village Municipal Building with walkthrough/site visit to WWTP to follow
November 4, 2021	Village Board Meeting
	No Action
November 19, 2021	Bid Opening at the offices of the Village Clerk until 2 PM
November 19 – December 2, 2021	Delaware to complete Bid Review and Award Recommendation for the December 2, 2021 Board Meeting
December 2, 2021	Village Board Meeting
	Award Construction Contracts
December 2021	Issue Notice to Proceed
December 2021 – May 2023	Construction to Substantial Completion

- For the Enhanced Sludge project – Phase 2
- NYS WATER INFRASTRUCTURE IMPROVEMENT ACT (WIIA) Grant Opportunity
 - The New York State Environmental Facilities Corporation (EFC) is offering \$400 million in grants for clean and drinking water projects during the 2021-22 state fiscal year.
 - The deadline to submit your application is 5:00 p.m. on Monday, Nov. 22, 2021.
 - EFC will evaluate all applications for projects received by the deadline based on factors including protection of public health and water quality; median household income; governmental and community support; consideration for Environmental Justice Areas; and readiness of the project to proceed expeditiously.

- Available grant funds may not be sufficient to offer grants to all eligible applicants.
- Available Funding
 - WIIA Clean Water Projects
 - An applicant with an eligible clean water project may receive a WIIA grant award as described below:
 - A project, including phases of the project, would be awarded up to the lesser of \$25 million or 25% of net eligible project costs.
- The two remaining items that need to be done and submitted before November 22, 2021 include:
 - Resolution that the Village Board resolves to authorize submission of the New York State Environmental Facilities Corporation’s Water Infrastructure Improvement Act Grant Application to NYSEFC (resolution attached)
 - Complete and submit the WIIA Grant Application
 - Complete and submit acceptable SRF Financing Application
- **Therefore, if the Village desires to proceed to seek grant funding, it is recommended that the Village Board resolves to:**
 - **Take action on the resolution to authorize submission of the New York State Environmental Facilities Corporation’s Water Infrastructure Improvement Act Grant Application for the Phase 2 WWTP Upgrade Project – see attached resolution**
- Will need to work with Judy to gather items listed on WIIA Application checklist Page 7, attached.
- Revised Anticipated Project Schedule; excerpt below

September 21, 2021	NYSEFC announced grant funding for clean and drinking water projects during the 2021-22 state fiscal year. The deadline to submit your application is 5:00 p.m. on Monday, November 22, 2021.
September 2021	NYSEFC released the CWSRF DRAFT IUP for FFY 2022. The Phase 2 project is listed on the annual list with a budget of \$8.2M, with a score of 1,049 points and a base project score of 49 points (Hardship subtracts 1,000 bonus points when first phase closed) The Hardship Subsidy Line for base score is 36 pts Project is noted as “H Projects that may be eligible for hardship” Delaware anticipates that the Village will receive a notice of hardship eligibility from NYSEFC in December 2021.
October 14, 2021	Village Board Meeting
	Village Board Resolution Authorizing Submission of the NYSEFC WIIA Grant Application
October 7 – November 19, 2021	Delaware Engineering to work with Village Clerk to Complete NYSEFC WIIA Grant Application (includes application for finance)
By November 19, 2021	Submission of the NYSEFC WIIA Grant Application
November 22, 2021	NYSEFC Deadline to submit WIIA Grant Application
December 2021	Anticipated Hardship Determination from NYSEFC (Receipt of hardship eligibility notice)
December 2021	Phase 1 Construction to begin (NTP)

January 2022	NYSEFC approval of ER (?)
March 2022	Announcement of NYSEFC WIIA Grant Awards
April 2022	Delaware submits engineering services contact amendment for design through construction services for Phase 2 work for Village consideration
May – August 2022	Design & submit project plans and specifications to NYSEFC for review and approval
September 2022	Close on NYSEFC Short Term Financing (Bridge Loan)/ Project Finance Agreement Execution – reimburse accounts for planning and design services costs
November 2022	Receive NYSEFC Design Approval
November 2022 – January 2023	Bid/Award Construction Related Contracts
February 2023	Issue Notice to Proceed/Commence Construction
February 2023 – June 2023	Construction
April 2023	Phase 1 Construction Completion

- Other Background/History information:
 - Put in a new Project Listing (PLUS) in April 2020 for \$8.2M
 - update in 2021 once form update is requested by EFC
 - Completed SEQR again for the entire project– determination completed at August 20, 2020 Board Meeting
 - Did new Bond Resolution for the Phase 2 project – done at September 3, 2020 meeting; Notice of Estoppel appeared on November 20, 2020.
 - Prepared and submitted new Engineering Report to NYSEFC – DONE submitted NYSEFC on September 18, prior to September 21, 2020 deadline to finalize the IUP and get on the annual list for financing.
 - Prepare a new Smart Growth Form and submit to NYSEFC. DONE and submitted NYSEFC on September 18 - Reviewed with Village and had the Mayor to sign at the September 17 meeting, and submitted to NYSEFC prior to September 21, 2020 deadline to finalize the IUP and get on the annual list for financing.
 - NYSEFC released the CWSRF Final Intended Use Plan (IUP) for FFY 2021. The Phase 2 project is listed on the annual list with a budget of \$8.2M.
 - Funding Application (CFA program) including the WIIA Grant funding up in the air right now – nothing set for this year.
 - On January 6, 2021 the Village received notice that Phase 2 (Sludge Handling) of the Village's WWTP project will not qualify for 0% Hardship financing, as the base project score is below the Hardship Funding Line in the 2021 IUP.

- **Contracts**

- WWTP Upgrade Project

- At the November 5, 2020 meeting, the Village Board resolved to authorize the Mayor to endorse Professional Services Contract Amendment No. 1, to the design through construction contract for the Village WWTP upgrade to be financed through NYSEFC, dated October 28, 2020, associated with revisions to the Original Phase 1 Engineering Report, to initially include and then remove enhanced sludge processing and related work from the original report, in an amount not to exceed \$40,000. Accepted by the Board and forwarded to NYSEFC on November 9, 2020. NYSEFC indicated in early-December 2020 that they would review it.
- Now that a plan forward has been agreed upon (i.e., to proceed with only Phase 1 at this time with no enhanced sludge/new belt press or related work), we should hear something soon and make this eligible for reimbursement.

- Sludge Handling WWTP Upgrade Project

- At the October 15, 2020 meeting, the Village Board resolved to authorize the Mayor to endorse the Professional Services Contract for Planning phase work in the amount not to exceed \$24,900. Accepted by the Board and forwarded to NYSEFC on October 21, 2020.
- Based on the Feb 24, 2021 call with NYSEFC, NYSEFC will not be approving this in the near term as there is no Project Financing Agreement in place and the project will now be on hold.

- When the Village decides to move forward with some or all of Phase 2, Delaware will submit engineering services contact amendment for design through construction services, following the Announcement of NYSEFC WIIA Grant Awards, if the grant application is successful.

3. WWTP Grit Pump Replacement Project

- **Tonight's meeting:**
 - Review quotes for contractor to install new grit pumps and appurtenances and decide upon a plan forward.
- **Background:**
 - At the July 15, 2021 Department Head meeting, Mark Kellam notified the Village that one of the grit pumps had failed beyond repair.
 - The current pump is operating without redundancy/backup and is the same age as the pump that failed. The pumps are obsolete and no repair/replacement parts are available. If the one remaining pump fails the plant operations would be impacted as grit accumulates in the influent channel reducing available hydraulic volume and possibly passing into other downstream processes
 - The work to replace these pumps and associated piping, valves, etc. is included in the planned Phase 1 WWTP Upgrade.
 - The Village has decided to move forward with the replacement of the two grit pumps in advance of the rest of the Phase 1 WWTP Upgrade Project to ensure that the grit system and plant can continue to operate while the rest of the upgrade moves forward.
 - NYSEFC has confirmed that this work, if completed separately, would be eligible for reimbursement under the project providing that EFC program requirements are incorporated in the procurement process.
 - Work is being done in 3 parts:
 - Direct Purchase to supply 2 new Grit Pumps
 - Direct Purchase to supply Piping, Valves and Appurtenances
 - Direct contract with contractors to remove existing and install new grit pumps and appurtenances.
 - Based on supply of piping and valves, work could begin in mid-December 2021
- **Grit Pumps Supply**
 - PO issued
 - At the September 2, 2021 meeting, the Village Board resolved proceed with a purchase order – including NYSEFC bid packet requirements - to Siewert Equipment for the supply of two new pumps associated with the grit system, per the September 1, 2021 quote, for a not to exceed price of \$24,947.
- **Piping and Materials Supply**
 - PO Issued
 - At the September 16, 2021 meeting, the Village resolved to authorize the Village Clerk to proceed with a purchase order – including NYSEFC bid packet requirements - to Schmidt's Wholesale for the supply of piping and materials associated with the replacement of the WWTP grit pump system, per the September 16, 2021 quote, for a not to exceed price of \$14,394.97.
- **Pump and Piping Replacement/Installation**
 - On September 27, 2021 Delaware submitted the RFP for the Pump and Piping Replacement to four (4) contractors, with responses due by 2 PM on Wednesday

October 6, 2021. Work to be completed within 45 calendar days of all equipment and parts arriving on site.

- Two (2) responses were received which ranged from \$49,898.00 to \$74,070.00. Responses (Itemized quote sheets) from the two contractors are attached
- Pricing for the Pump and Piping Replacement RFP seems a bit higher than anticipated but in current market state it does not seem excessive
- Possible Paths Forward:
 - **Issue PO for the Pump and Piping Replacement per the RFP and complete the work ASAP – recommended plan to get work done ASAP and avoid any process impacts or compliance issues**
 - **Put pump and piping installation back into WWTP Upgrade project for bidding in hopes that pricing may be better (unsure of outcome; may take longer to complete the work)**
 - **Receive pumps and piping materials and leave onsite until an emergency arises, or add to the WWTP Upgrade Project by change order in hopes that pricing may be better (puts Village at mercy of emergency work or poor negotiating position by change order)**
- It is not guaranteed that pricing will be any better under the project or as time passes.
- Based upon our review of the two (2) responses received for the Pump and Piping Replacement RFP, we recommend that the Village issue a purchase order for the pump and piping replacement to the lowest responsible responding contractor, TAM Enterprises, of Goshen, NY, for the RFP response price of \$49,898.00
- Costs are anticipated to be eligible for reimbursement under the Phase 1 WWTP Upgrade being funding by the NYSEFC CWSRF hardship loan and WIIA grant.
- **Should the Village agree with our recommendations, we then recommend that the Village resolve to authorize the Village Clerk to proceed with issuance of a purchase order – including NYSEFC bid packet requirements - to TAM Enterprises, Inc. for the work associated with removal of existing, and installation of new, Grit Pumps and appurtenances, per the attached October 6, 2021 quote, for a not to exceed price of \$49,898.00.**

○ **Cost Summary**

Item	Cost	Remarks
Construction		
Grit Pumps	\$24,947.00	PO issued, anticipated delivery ????
Piping and Materials	\$14,394.97	PO issued, anticipated delivery 12/01/21
Pump and Piping Replacement	<u>\$49,898.00</u>	Pending
Subtotal POs	\$89,239.97	
Other		
Engineering	TBD\$	T&M, Amendment pending
Contingency (10%)	NA	
Total to date	\$89,239.97.	As of 10/08/2021

- **Follow up Work:**
 - As the Village has decided to proceed with pump and piping replacement work now, Delaware will plan to provide oversight for the installation and startup services, and certify installation as required by NYSEFC.
- **Engineering Work and Costs**
 - At the September 2, 2021 meeting the Village Board authorized Delaware Engineering to provide services to assist the Village to replace the grit pump system in advance of other planned Phase 1 upgrade work, log time and costs now, and prepare an amendment to the Phase 1 professional services contract once the scope and costs for the planned work are more refined.
 - The amendment quote phase work is anticipated to be fully eligible for inclusion with the Phase 1 project cost.
 - Unless otherwise desired by the Village, we will continue to log costs and time and look to provide an amendment before year end.

4. Lily Pond Road Bridge/Waterline

- Based on recent communications with the County, the bridge project construction is slated to begin first quarter 2022.
- The Village waterline located on the bridge will need to be temporarily relocated early in construction.
- So, we need to get this work designed, approved by NYSDOH and out to bid by the end of the year.
- At the September 2 meeting the Village Board resolved to authorize Delaware Engineering to proceed with design of the Lily Pond Road bridge waterline relocation improvements to allow for public bidding of the work this fall/winter on a time and materials basis using the General Service Contract provisions
- Once the design is complete and approved by NYSDOH, we can assess how much more engineering will be needed to follow up with construction phase services.
- Met again this month with a prospective contractor (Howard Osterhoudt) and Ken H to confirm desired temporary and final water line work
- Communicating with the County DPW on temporary and permanent design
- **Current Plan:**
 - Phase 1 – Install temporary water line
 - County installs new bridge
 - Phase 2 – Install new waterline on the new bridge
- **Current design drawings are available**
 - G-1 EX SITE PLAN AND TEMPORARY WATER LINE CONSTRUCTION
 - G-2 PROPOSED SITE PLAN AND NEW WATER LINE
 - G-3 NEW WATER LINE DETAILED VIEW
 - Plan to submit to NYSDOH for design approval next month.
- **Next steps:**
 - Work with Gary S to secure easement – looks like for one property owner
 - Finalize design details with County DPW
 - Develop project cost estimate and timeline
 - Submit NYSDOH for design approval
 - Proceed to bid in December/January following NYSDOH approval

5. Elm Street Wellfield/Electrical Improvements

- DASNY willing to move \$100,000 - from the Bonacic grant commitment associated to cover some of the 2017 NYSDEC clean-up costs (no costs info/request ever

provided by NYSDEC) - into the electrical improvements for the Wellfield and add on to that \$100,000 reimbursement contract.

- In order to add this in, DASNY has requested additional information, (September 20, 2021 DASNY email)
- We will work with Judy to get the information requested.

UPDATE ON 157 SOUTH MAIN STREET

The Board said this item will remain **tabled** until the foreclosure process can take place.

DISCUSSION OF SANITATION CODE – NUMBER OF CANS

The Board discussed some of the ongoing garbage/recycling problems the Village is experiencing. These problems include code violations such as amount of garbage, color of the garbage bags, cans without lids and non-compliant recycling.

A flyer will be sent to every homeowner in the water bills over the next three months outlining our code so everyone is aware of it.

NEW BUSINESS: CONSIDER MEMO FROM SULLIVAN COUNTY TREASURER NANCY BUCK RE: TAXES

The Board **tabled** this matter until they can obtain more information

DISCUSSION – SIX MONTH REVIEW OF 203 POLICE REFORM

Police Chief D'Agata gave a synopsis of some of the progress that has been made toward instituting the plan that was developed through a collaborative effort with community stakeholders in late 2020 and early 2021 as directed by New York State executive order 203. The plan was approved and adopted by the Village of Liberty Board of Trustees prior to the required deadline of April 2, 2021.

The reform and reinvention plan is an ongoing process and the full update is on file in the Police Department as well as the Village Clerk's Office.

CONSIDER LETTER FROM M. CRESCITELLI RE: TAX PENALTY

Mayor Stabak stated for the record that he knows and socializes with Sal and Maureen Crescitelli. He said he does not feel that it will interfere with him making a fair and impartial decision.

Mayor Stabak also mentioned that Maureen Crescitelli serves on the Village Planning Board.

Trustee Feasel said he also knows the Cresitelli's through work and socializing. He expressed he also feels he can make a fair and impartial decision.

Motion by Trustee Stoddard, seconded by Trustee Mir and unanimously carried to refund Maureen Cresitelli – Tax Map #112.-1-14 the penalty of \$148.77 (Voucher #1395) that was incurred on her taxes. This penalty was due to the fact that the mortgage was paid in full and the mortgage company did not forward the bill to her.

DISCUSSION OF ACCESSORY DWELLING UNITS

Mayor Stabak said he has submitted his comments on this matter.

Attorney Silver said he would like to know the position NYCOM is taking on this matter.

CONSIDER CHRISTMAS DECORATIONS (BOWS)

Motion by Trustee Stoddard, seconded by Trustee Feasel and unanimously carried to purchase fifteen (15) red nylon bows from Downtown Decorations of Syracuse, New York at a cost of \$59.00 per bow.

CONSIDER QUOTE FROM DUTCHESS OVERHEAD RE: D.P.W. DOORS

Motion by Trustee Stoddard, seconded by Trustee Feasel and unanimously carried approving the price quote of \$10,270.00 from Dutchess Overhead Doors of Poughkeepsie, New York to install new T-50 Lift Master Trolley Heavy Duty Electric Operator Garage Doors at the Village of Liberty Highway Department located at 46 Elm Street.

The three quotes that were requested are as follows:

Dutchess Overhead Doors Poughkeepsie, New York	-	\$10,270.00
Hudson Valley Overhead Doors Rhinebeck, New York	-	Would not quote, stated with manpower issues they can't travel this far.
Sullivan Overhead Doors Jeffersonville, New York	-	Would not quote, no manpower

CONSIDER CORRECTION OF ERRORS – 104.-1-11.1

No motions were made on this matter.

**CONSIDER BID ADVERTISEMENT FOR WASTE WATER TREATMENT
PLANT PHASE 1 WORK**

Motion by Trustee Stoddard, seconded by Trustee Feasel and unanimously carried to authorize the Village Clerk to submit the Bid Advertisement for the

Waste Water Treatment Plant Upgrade Phase 1 work to the Village's Official Newspaper – Sullivan County Democrat for publication.

The Bid opening will be November 19, 2021 at 2:00 p.m.

CONSIDER RESOLUTION TO AUTHORIZE SUBMISSION OF THE NYSEFC – PHASE 2 WWTP UPGRADE PROJECT

RESOL# Motion by Trustee Stoddard, seconded by Trustee Mir and unanimously
46-2021: carried approving Resolution #46-2021.

WHEREAS, Village of Liberty, New York (hereinafter the “Village”) has established the public benefit to residents for the Wastewater Treatment Plant (WWTP) Phase 2 Sludge Handling/Processing Upgrade (hereinafter the “Project”); and

WHEREAS, the Village plans to upgrade the WWTP’s existing sludge dewatering system and provide an enhanced sludge processing system and other necessary improvements; and

WHEREAS, the Village of Liberty Board of Trustees has the opportunity to apply for grant funds and no-interest loans from the New York State Environmental Facilities Corporation (NYSEFC) under the Clean Water State Revolving Fund (CWSRF) and the NYS Water Infrastructure Improvement Act (WIIA) which may fund up to 25% of the total project costs less other grant funding, not exceeding \$5 million; and

WHEREAS, the total Project cost is estimated to \$7.2 million and the Village has not secured other grant funds to date which would reduce the project cost; and

WHEREAS, the Village is prepared to contribute matching funds, the balance of the project cost not provided by the CWSRF funding and/or WIIA; and

WHEREAS, the Village will be submitting applications to NYSEFC for Clean Water State Revolving Loan Financing (CWSRF) and the NYS Water Infrastructure Improvement Act (WIIA) financing as a possible means to assist in financing the project; and

THEREFORE BE IT RESOLVED THAT

1. The Mayor of the Village of Liberty is authorized to sign the WIIA grant application and CWSRF Application, as well as any NYSEFC funding agreements and any associated documents; and
2. Delaware Engineering, D.P.C. on behalf of the Village, is authorized to submit the WIIA and CWSRF applications to the NYSEFC; and
3. The Village agrees to contribute local matching funds for the balance of the

project cost not provided by the grants, through bonding or other means, with potential short-term and/or long-term loan financing for the balance through the CWSRF program.

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

MAYOR RONALD STABAK	-	YES
TRUSTEE ROBERT MIR	-	YES
TRUSTEE JOAN STODDARD	-	YES
TRUSTEE ERNEST FEASEL	-	YES
TRUSTEE DANIEL WRIGHT	-	ABSENT

CONSIDER TAM ENTERPRISES – GRIT PUMP REPLACEMENT

Motion by Trustee Stoddard, seconded by Trustee Feasel and unanimously carried to authorize the Village Clerk to proceed with the issuance of a purchase order – including NYSEFC bid packet requirements – to TAM Enterprises, Inc. for the work associated with the Grit Pump and Piping Replacement, as per the October 6, 2021 quote, for a not to exceed prices of \$49,898.00.

PUBLIC COMMENT: Mayor Stabak opened the meeting to comments from the Public

There were no comments from the public.

TRUSTEE COMMENTS: Mayor Stabak opened the meeting to comments from the Board.

Trustee Feasel said he will discuss matters (has already sent an e-mail) with the Department of Public Works Supervisor Lynn Barry, including the electrical hookup for the snowflake Christmas lights.

Trustee Mir – No Comment

Trustee Stoddard mentioned a matter the Board has to discuss in Executive Session.

Mayor Stabak – No Comment

APPROVAL POST AUDIT VOUCHERS OF BILLS

FOR PYMT: Motion by Trustee Stoddard, seconded by Trustee Mir and unanimously carried approving Post Audit Voucher #1321 to Voucher #1325 in the amount of \$306,769.81

BILLS FOR PAYMENT

Motion by Trustee Stoddard, seconded by Trustee Mir and unanimously carried approving Voucher #1326 to Voucher #1395 in the amount of \$343,047.88.

EXECUTIVE SESSION: Motion by Trustee Stoddard, seconded by Trustee Mir and unanimously to go into Executive Session at 9:15 p.m. to receive Attorney Advice and to discuss a personnel matter in the Code Enforcement Office. Code Enforcement Officer Daniel Pollan and Police Chief D'Agata were invited into the meeting.

Motion by Trustee Stoddard, seconded by Trustee Feasel and unanimously carried to come out of Executive Session at 9:37 p.m.

TAX CERTIORARI – DSEL LIBERTY LLC AND LAXMI MATADI, LLC

Motion by Trustee Stoddard, seconded by Trustee Feasel and unanimously carried to have the Village of Liberty intervene in the DSEL Liberty LLC and Laxmi Matadi, LLC tax certiorari proceedings.

ADJOURN: Motion by Trustee Stoddard, seconded by Trustee Mir and unanimously carried to adjourn the meeting.

THE MEETING WAS ADJOURNED AT 9:39 P.M.

RESPECTFULLY SUBMITTED,

**JUDY H. ZURAWSKI
CLERK-TREASURER**

