

Village of Fleischmanns
Special Meeting
September 5, 2011

The Village of Fleischmanns Board of Trustees held a Special Meeting on Monday, September 5, 2011 at the Skene Memorial Library at 1:00 p.m. Present were: Mayor David Morell, Todd Pascarella, Harriet L. Grossman, and Benjamin Fenton. Village Trustee Fred Woller-Absent. Village Attorney, John R. Fairbairn, III and Peg Ellsworth, Director of the Mark Project was also present.

Mayor Morell advised that we are winding down the emergency phase of the operation, but still in a State Emergency following Middletown's lead. Contractors should be wrapping up today. The Village had Boil Excavating, Tom Phillips with Eckland Machinery, and Herb Finch. Mayor Morell advised that at least ¾'s of the work has been done through outside help which will limit our financial exposure.

Trustee Benjamin Fenton will file EIN on line today. Larry Reilly has agreed to help with the paperwork and Diane Pickett, the Town Clerk from the Town of Roxbury, has offered her assistance.

FEMA Committee/Larry Reilly

Motion made by Benjamin Fenton to appoint Larry Reilly as the head of the FEMA Committee. Motion seconded by David Morell. Benjamin Fenton-Aye. David Morell-Aye. Todd Pascarella-Aye. Harriet L. Grossman-Aye. Fred Woller Absent. Motion so carried.

FEMA Committee/Benjamin Fenton

Motion made to appoint Benjamin Fenton as a FEMA Committee member and liaison between the Village Board of Trustees and the FEMA Committee. Motion seconded by Todd Pascarella. Benjamin Fenton-Abstained. Todd Pascarella-Aye. David Morell-Aye. Harriet L. Grossman-Aye. Fred Woller-Absent. Motion so carried.

Soil & Water

Fleischmanns met with Graden Dutcher, Stream Program Coordinator of Delaware County Soil & Water, who has looked over the Village and advised that the emergency is basically over. He recommended we get some seed and mulch down to stabilize what we have. Graden recommended that the Village call Hubbell Bros. who has the needed equipment. Hubbell Bros. is working with Middletown's seeding and mulching. We can contract with Hubble and put Cowan Excavating as a second contact so work can be accomplished in a timely manner.

Construction Assistance/Todd Pascarella

Motion made by Benjamin Fenton authorizing Deputy Mayor Todd Pascarella the authority to follow Soil & Water's recommendations as to hiring Hubbell Bros., Inc. or a company of equivalent capability that is willing to do required flood work under State Contract. Motion seconded by Harriet L. Grossman. Benjamin Fenton-Aye. Harriet L. Grossman-Aye. David Morell-Aye. Todd Pascarella-Abstained. Motion so carried.

Mayor Morell advised that the next phase is the FEMA phase. Soil & Water is going to be involved & we are going to have to get FEMA to do an assessment. We are going to need an entire stream bank assessment.

Discussion was held as to getting the old Auction Barn up and running for displaced people. Peg Ellsworth advised the Board that she had a call into Kenneth Pasternak. She needs the State to let her free up the CDBG money to use it for rental rehab, not just owner occupied. Peg Ellsworth said Mark has a data base of available rental units.

Movie Theatre

At the instruction of Village Attorney, John R. Fairbairn, III, the meeting was formally turned over to the Deputy Mayor Todd Pascarella, since Mayor David Morell has recused himself from this issue.

As to damage, Deputy Mayor Todd Pascarella looked in the theatre and saw that the electric hot water heater was knocked over, and water was spilling out. Todd Pascarella disconnected the hot water heater & put the cold water line back so there would at least be cold water in the building. There is water also above the top of the furnace. The door is open and vents underneath. Mike Hinkley advised Peg Ellsworth that if a panel got hit with water, you need to open it up & vacuum it out and for safety purposes all the breakers should be replaced.

Trustee Benjamin Fenton questioned the Village Attorney as to the fact that Rene Antonette owned the hot water heater & the boiler because she was the one who had them installed. Now that the Village owns the movie theatre building, does the Village own that equipment? The Village Attorney advised that once the foreclosure is finalized and the deed is recorded, any agreements are essentially wiped out.

Village Attorney John Fairbairn will write up a legal opinion as to equipment in the movie theater, a lease, etc. He will also contact Attorney Robert Feller who handed the Foreclosure of the theatre building located on Main Street.

Peggy Ellsworth said she would be inclined to tap into some potential funds to pay a structural engineer. Peg DiBenedetto expressed interest in turning the top of the building into a place for displaced people and she said they are interested in it.

Todd Pascarella advised that JR from Mang Thomson Ins. was assessing the Theatre building and will be getting back to the Village Board

LaMont Engineers will be coming forth with a list of recommendations. If it's not foundation work, roof work, or this or that...it's going to need stuff done.

Deputy Mayor Todd Pascarella stated that we have a responsibility with the theatre to be sure it produces revenue. Issues were discussed as to the other storefront which was used as a small commercial business. The Village will wait till the end of the week in expectation of an opinion from the Village Attorney as to equipment, tenant leasing, etc. in connection with the movie theatre.

The Village Board continued to address the importance of documentation of any and all damages. Todd Pascarella had submitted a listing of the damages at the ball park along with equipment that was destroyed by the flooding.

Flood Documentation/Village Crew

Motion made by David Morell to have the Village Clerk draft a memorandum to Mike Myers and Leland Johnson, III requesting that the Village crew compile a listing of any and all damages incurred during the recent flooding. Additionally, the Village crew is to supply a listing of any and all equipment that is either missing or damaged. Compiling this listing is of the highest priority for the next forty eight (48) hours. You can request assistance if necessary and failure is not an option. By the close of business, Wednesday, we need a complete and detailed list with associated costs where possible and a complete description of all Irene related activities. This is an executive order issued under a State of Emergency with the full support of the Village Board. Motion seconded by Todd Pascarella. David Morell-Aye. Todd Pascarella-Aye. Harriet L. Grossman-Aye. Benjamin Fenton-Aye. Fred Woller-Absent. Motion so carried.

Ben Fenton will e-mail photos of the garage so the crew can look at it & see what was there.

The Village Board also advised that the Village's snack shack will have its power turned off.

Deputy Mayor Todd Pascarella advised that everything should be pulled out of the ball park, excepting the blue monkey bars. The park will be out of business for more than a year. The Village will have to re-do the whole field next year, put in a new playground, etc. Presently the park lights have been shut off.

Playground Equipment

Motion made by Benjamin Fenton that the Village properly dispose of the swing set, the see-saw, and the tilt-a-whirl. Motion seconded by Todd Pascarella. Benjamin Fenton-Aye. Todd Pascarella-Aye. Harriet L. Grossman-Aye. David Morell-Nay. Fred Woller-Absent.

Monkey Bars/Playground

Motion made by Todd Pascarella to disassemble and store the blue monkey bars at the park playground. Motion seconded by Benjamin Fenton. Todd Pascarella-Aye. Benjamin Fenton-Aye. David Morell-Aye. Harriet L. Grossman-Aye. Fred Woller-Absent. Motion so carried.

Donations/Flood

The Village Board discussed the disposition of donated funds.

Adjourn

Motion made by David Morell to adjourn. Motion seconded by Todd Pascarella. David Morell-Aye. Todd Pascarella-Aye. Harriet L. Grossman-Aye. Benjamin Fenton-Aye. Fred Woller-Absent. Motion so carried.