

Village of Fleischmanns
Board Meeting
October 17, 2011

The Village Board of Trustees held their regular Village Board meeting on Monday, October 17, 2011 at the Skene Memorial Library at 6:00 p.m. Present were: Mayor David Morell, Deputy Mayor Todd Pascarella, Fred Woller and Benjamin Fenton. Village Trustee Harriet L. Grossman was absent.

Fleischmanns/Pine Hill Rotary

Motion made by Fred Woller to allow Dominick Fucci, the Vice President of the Fleischmanns/Pine Hill Rotary, to put a Fleischmanns/Pine Hill Rotary sign underneath the western entrance Village of Fleischmanns sign. Motion seconded by Benjamin Fenton. Fred Woller-Aye. Benjamin Fenton-Aye. David Morell-Aye. Todd Pascarella-Aye. Harriet L. Grossman-Absent. Motion so carried.

Carl Patrick Davis/Flood Report

Carl Patrick Davis advised he had a report he wrote and submitted on the 1st two weeks of daily events for all three municipalities. He has another one he will be finishing up within the next two (2) days which will bring us up to last Friday. He discussed the emergency phase, the recovery phase, etc.; as close to pre-flood conditions as possible. Patrick Davis met with Mayor David Morell at the beginning of September, 2011 to coordinate clean up work, debris removal, discuss stream restoration work and advised to use prisoner volunteers to clean debris through the stream and river areas of Fleischmanns. Pat Davis advised that he brought Soil & Water into Fleischmanns to lie out & supervise all stream work. The CEO met with 6 US Army Core of Engineer Inspectors to assist in evaluating water damaged structures and filling out CEDAR forms.

CEO, Patrick Davis, advised that he had performed a visual inspection and took pictures of the large yellow structure located at 1112 Main Street in Fleischmanns on Sept. 9, 2011. The structure is owned by William Hrazanek and appears to have sustained damage. The east and west exterior walls are visually out of plumb and it appears the west exterior wall of the building has settled resulting in the siding buckling against the ground and up along the side of the wall approximately 6 feet. The basement is still full of water and mud, the building appears to be leaning to the east. There are obvious signs of neglect and lack of maintenance made worse by rising flood waters. A violation file has been created for this property and a recommendation to have a structural evaluation and the report will be submitted to the Village of Fleischmanns Board. Patrick Davis met with the owner on site and agreed that a structural report was necessary. The building has been posted as unsafe. It is in close proximity to Main Street, the public parking lot of the bank, and to the west and the "Tinderbox" building to the east. Taking all these issues into account, Mr. Davis recommended to the Village Board that we have a structural engineer go in and look at the building & provide a report to the Village Board. Mr. Davis also gave reports on other damaged properties in the Village. The CEO also advised that he will tag and inspect abandoned properties.

Mayor Morell advised the public that the Village has already scheduled with Lamont Engineers to come in and do a structural report on 1112 Main Street.

Graydon Dutcher/Delaware County Soil & Water Conservation District

Graydon Dutcher reported on the Mill Street flood damage as well as the park and flood debris. As soon as they got to Fleischmanns, they were in touch with EOC, Rich Bell, Director of Delaware County Emergency Services, Steve Finch, Steve Hood & Dallas Wright. Graydon Dutcher addressed mitigation of future flooding problems. Mr. Dutcher explained how dredging can fix flooding problems in the short term, but in the long term might make them worse. Dredging can disturb a stream's natural equilibrium. It's almost always temporary. You may increase the size of the channel, but chances are it's going to fill back in again. Dredging can cause erosion upstream and can undermine a river's banks. Over time as water comes over the lip of where you've done the dredging, it actually causes erosion to migrate upstream. Channel modifications that are designed to accomplish specific purposes, correctly engineered, constructed and

maintained modifications meet their designed purpose of reducing damages from major flood events. Mr. Dutcher will be working with Delaware Engineering to properly mitigate the flooding at the Village Park to avoid any further flooding of Wagner Avenue. Soil & Water is looking toward long term mitigation for the *whole corridor*. Graden Dutcher answered all questions from the Board & the public. He also gave the Village Board a Post-Flood Emergency Stream Intervention Training Manual. Graden Dutcher said one of the recommendations they are going to come out with is in their Street Corridor Management Program, we have funds attached to fund work in the watershed. He thought the Village should do the bear minimum coming out of this, and if Fleischmanns doesn't get enough FEMA funding, it needs to do an actual real flood study from one end of this municipality to the other.

Delaware Operations/Lou Dibble

Lou Dibble reported that the WWTP was in good shape; the collection system faired very well after the flood and the plant is in tact. They have identified the laterals that have been capped. Last week Delaware Operations met with DEC, DEP, EFC & FEMA at the plant.

Purchase Orders

Motion made by Fred Woller to approve the following purchase orders for Delaware Operations for November, 2011: Cole-Parmer, chemical tubing-S-95868-07 (Aqua) 100 ft., one at \$177.00, total cost of request: \$177.00, reason for purchase: annual replacement of chemical feed lines throughout the filter area; HACH Company, HACH pH buffers 3 pack of gallons 2507200, 1 at \$76.65, Nessler Reagent, 2119432, 1 at \$19.10, total cost of request \$95.75, reason for purchase: pH meter uses standard buffers for calibration; pH Buffer Solution 6.86, 29902, 1 @ \$28.95, glass fiber filters 55MM, 39168, 1 @ \$34.95, total cost of request: \$63.90 plus shipping, reason for purchase is to replace used or expired materials around the facility; Slack Chemical, chlorine Bleach, 55 gal. drums, 110 gal. at \$2.55/gal., total cost of request \$281.00, reason for purchase: chemicals used in the treatment process. Motion seconded by Benjamin Fenton. Fred Woller-Aye. Benjamin Fenton-Aye. David Morell-Aye. Todd Pascarella-Aye. Harriet L. Grossman-Absent. Motion so carried.

Lou Dibble presented the Village Board with a draft O&M budget for 2012-2013 proposed for the WWTP for their review. The proposed budget for next year is \$356,500.00. This is basically a non-increase budget including 2012-2013 summary compared to the current budget, historical expenses, annual water usage for non-residential and mixed properties, assignment of EDUs, assignment of user accounts, individual property summaries, sewer rate increase or decrease for 2012-2013, and how the sewer bill was calculated. This proposed budget goes into effect in April of 2013.

Mayor Morell thanked Lou Dibble commenting on the wonderful job Jim Buschan performed during the flood. He also extended thanks to Graydon Dutcher, EOC, volunteers, and anyone who played a part in helping the Village during Hurricane Irene.

John Brust/Delaware Engineering

John Brust advised that Delaware Engineering was putting together estimates for road costs for FEMA for Mill Street damage and the ball field damage.

JR/Mang Insurance

JR of Mang Thomson Insurance was present and advised they had prepared the renewal policy for the Village of Fleischmanns. Some changes were made like the new life guard station pump house; liability has been added for the Skene Memorial Library, the old Fleischmanns Movie Theatre due to its size and overall condition. The old Crown Victoria Police car has been removed along with the concession stand at the ball field. The company is offering a green back endorsement for \$35.00 a year per structure. This means if you had to go back and replace a building, they will pay the additional fees to make the building green as far as window replacements, etc. just to the affected area.

Motion made by Todd Pascarella to accept the upgrade of the green back endorsement. Motion seconded by Benjamin Fenton. Todd Pascarella-Aye. Benjamin Fenton-Aye. David Morell-Aye. Fred Woller-Aye. Harriet L. Grossman-Absent. Motion so carried.

The Board spoke with JR as to obtaining flood insurance on the Skene Memorial Library, the Fire Department, the Pump Station, and the new Concession Stand at the ball park.

JR answered all questions from the Village Board.

FEMA/Update/Trustee Benjamin Fenton

Deputy Mayor Todd Pascarella, Benjamin Fenton, Todd Wickham, and Larry Reilly attended the FEMA Applicant Briefing Sept. 23, 2011 for all municipalities and PNP's which is the public non-profits; schools, Fire Departments, etc. that may be seeking funding from FEMA. Last Thursday, Fleischmanns had their kick off meeting as a municipality. FEMA will pay 75% of the damages to bring Fleischmanns back to pre-flood conditions and the State will kick in another 12.5%. Fleischmanns will need to fund the other 12.5%.

Ben Fenton has come up with estimations with Delaware Engineering and the Mark Project. The park plan was already in place. We estimated that the park will cost *approximately* \$1,000,000.00 to bring it back to pre-flood conditions at today's standards. Through the efforts of Peg Ellsworth of the Mark Project, the Village had received \$125,000.00 grant from Parks and Recreation which the Village can use towards our million dollar investment.

Mayor Morell advised that the Village also had \$87,000.00 in grant funds & some in-kind money from other places where work has been done along the river and Fleischmanns is working on having that reallocated towards a different place. The Village will be looking into a floating bond to cover the 12.5% from the Village towards flood repairs, etc.

Complaint/Brian & Ashton Grocholl

The following letter was received from Brian and Ashton Grocholl:

Hello, we are the Grocholl's on 140 Schneider Avenue in Fleischmanns, New York. We are writing to tell you about our water issues.

We go through about \$60 dollars worth of house and fridge filters a month. Sometimes they are green, others brown and reddish. We have also had small chunks on the bottom of the house filter can.

This problem has started since the day we hooked up to this water line here on Schneider Avenue. Even after the water going through two filters, it still has a bad taste and is undrinkable.

If someone could please come look at the water line to see what the problem is that would be greatly appreciated.

John Brust advised he was going up to the Grocholl house at the end of the week and will come back to the Village Board with a recommendation. Mayor Morell brought up the possibility of perhaps doing an automatic blow-off to alleviate the problem. John Brust advised it was a similar solution that the Village is going to use for Harriet L. Grossman's property on Bridge Street.

Trustee Fenton asked Brian Grocholl if he would be okay with the blow off on his property. Brian advised that that was the problem; it doesn't end on his property; it ends right in the middle of the road. There are a whole bunch of houses hooked to it and I am on the very end. Brian said he had two house filters; he has a main house filter, which costs \$60.00 a month to change, and pure fridge filters and they still cannot drink the water. From what Brian understood that his ends right where his is capped on. Brian stated that he pays around \$90.00 a quarter to the Village for water and also has to purchase \$60.00 water filters each month.

Mayor Morell requested John Brust to schedule directly with Michael Myers, the Water Superintendent, since he has the maps & would be able to help.

8:00 p.m. Mayor Morell & the Village Board opted to take a 5 minute break from the meeting.

Workshop Meeting

Motion made by Mayor David Morell to hold a Workshop Meeting on October 25, 2011 at 3:30 p.m. Motion seconded by Benjamin Fenton. David Morell-Aye. Benjamin Fenton-Aye. Todd Pascarella-Aye. Fred Woller-Aye. Harriet L. Grossman-Absent. Motion so carried.

Complaint/Toni Perretta

The following letter was received from Toni Perretta:

There are a few issues that I would like to discuss with the Village. I had already mentioned them to Dave Morell who suggested that we send a note to be sure things get addressed.

1. From the storm Irene, there is A LOT of decay/erosion to the stream which I would very much appreciate it being looked at and repaired. The side walls are caving in. I've been told that this is a Village matter. There has not been any repair to the stone walls since I've been there (1996).
2. The trees on the Village side of the stream are dangerously close to falling over. In fact, this past winter, two had fallen and just missed my house. The storm finally took them away. They need to be removed before this winter please.
3. There is a small red car that's been parked or abandoned on the stream/Village side for possibly 8 months (since last winter). Can this be towed or the owner is notified to remove it?

Lorraine, several storms and issues with parking along the stream have passed without any complaints. I hope that these issues are taken seriously and that I get some help from the Village in getting them resolved.

Let me know what the next steps are to accomplish this.

Mayor Morell recommended that John Brust of Delaware Engineering take a look at the problem by Toni Perretta's house when he goes to check the issues with the water at Brian & Ashton Grocholl's home. Attorney John R. Fairbairn, III was asked to check and see if Sam Gil had any property rights along this part of Little Red Kill Road.

Village Crew Memorandum

There were no objections from the Village Board as to sending a memorandum to the Village Crew: As a result of flood events in the Village is in a position where it needs to exercise great fiscal restraint. Please refrain from any and all purchasing without prior approval from the Mayor. Of course, if there is an emergency, do what you feel is necessary and report your actions to the Mayor as soon as possible. Thank you for your cooperation in this matter.

Movie Theatre

Deputy Mayor Todd Pascarella

Deputy Mayor Todd Pascarella advised that the Village took title to the Movie Theatre Aug. 18, 2011 after long court proceedings. The theatre has been put on the back burner due to Hurricane Irene. Basically, the Village has locked up the building to keep anyone from entering the building. Deputy Mayor has come to the conclusion that the Village is not best served by trying to remain the owner of the theatre for the long term. It is a huge responsibility. It would take a tremendous amount of time and energy to administer it which would mean taking away from the re-building that will go on in Fleischmanns for years & years. It appears to be in need of a complete overhaul which is a gigantic project. Others thought, in the long range, we should try to transfer this into the hands of a non-for profit group that would likely be of a mission that the Village Board approved of who would have the resources and the time and the people to take on the project of what we originally were set to do years ago; get the theatre back into a position where it can benefit the community rather than just be another building falling in on itself. To those ends, I think the Village would be best served to look for an appropriate entity to sell this property to so our mission will be carried out.

Further discussion was held as to deed restrictions for a new purchaser.

Elizabeth Morell/Theatre Lease

Fleischmanns Pizza Company

Deputy Mayor Todd Pascarella read the following letter addressed to the Fleischmanns Village Board:

I, Elizabeth Morell, as the owner of the Fleischmanns Pizza Company understand that the Village now owns 932 Main Street where my business is located. I am requesting a month to month lease for 6 months from the Village at the previous rent amount of \$600.00 per month not including utilities.

Motion made by Benjamin Fenton to write a six month lease up for Elizabeth Morell for 932 Main Street, Fleischmanns, New York. Motion seconded by Todd Pascarella. Benjamin Fenton-Aye. Todd Pascarella-Aye. Fred Woller-Aye. Harriet L. Grossman-Absent. Motion so carried.

Vouchers

Motion made by Todd Pascarella to pay the following vouchers for the month of October, 2011: General Fund, Abstract # 30, Vouchers # 129 through 152 totaling \$45,288.44; General Fund, Abstract # 31, Vouchers # 153 through 166 totaling \$21,871.37; Water Department Fund, Abstract # 7, Vouchers # 21 through 26, totaling \$2,607.74; Sewer Department Fund, Abstract # 5, Voucher # 47 through 57, totaling \$30,164.31; Water Project Fund, Abstract #4 , Voucher # 8 through 9 totaling \$12,359.92. Motion seconded by David Morell. Todd Pascarella-Aye. David Morell-Aye. Fred Woller-Aye. Benjamin Fenton-Aye. Motion so carried.

Adjourn

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