

Village of Fleischmanns  
Board Meeting  
October 15, 2012

The Village of Fleischmanns Board of Trustees held their regular Village Board meeting on Monday, October 15, 2012 at the Skene Memorial Library at 6:00 p.m. Present were: Mayor Todd Pascarella, Deputy Mayor Benjamin Fenton, Harriet L. Grossman, Fred Woller and Kathleen Rostad Miles.

**Sindy Becker/Tennis Courts/Playground/Park/Update**

Sindy Becker spearheaded an appeal to raise funds for the Fleischmanns Tennis Courts. Jeanine Pascarella and Kathleen Rostad Miles are soliciting funds for the playground. Two separate checking accounts have been opened; one for the tennis courts & one for the playground. We all are working together for the park totality; accomplishing goals for the entire park for the immediate needs that have to be met such as the concession stand and the bathrooms.

Sindy advised that a common thought would be to sell Fleischmanns tennis court tee shirts in benefit for the entire park. Sindy asked if the Village Board would make the initial outlay for the tee shirts of \$400.00 which would be repaid as soon as the first monies were received. Sindy was asking that the Village open a separate short term & long term park escrow fund so those funds would be separate from the playground account the tennis court escrow funds.

Hopefully, we can have the park functional and operational well before the summer season of 2013. We are hoping to have a major celebration at the park. The commemorative stone of all those who donated to the tennis courts will be put back in place, have a re-dedication ceremony for the tennis courts, the playground, and the entire park and celebrate the park centennial.

Printed on the tee shirts will be Fleischmanns Park 1913-2013 which will be wonderful.

**Tee Shirts/Initial Outlay**

Motion made by Kathleen Rostad Miles for the Village to outlay the initial payment of \$400.00 towards the purchase of the tee shirts to be reimbursed to the Village upon receipt of initial donations. Motion seconded by Harriet L. Grossman. Kathleen Rostad Miles-Aye. Harriet L. Grossman-Aye. Todd Pascarella-Aye. Fred Woller-Aye. All in favor. Motion so carried.

**Park Escrow Fund**

Motion made by Kathleen Rostad Miles to open a Park Escrow Fund checking account at Community Bank with an initial deposit of \$50.00 from the Village General Fund. Motion seconded by Harriet L. Grossman. Kathleen Rostad Miles-Aye. Harriet L. Grossman-Aye. Todd Pascarella-Aye. Benjamin Fenton-Aye. Fred Woller-Aye. All in favor. Motion so carried.

**Mark Birman**

Dennis Metnick, attorney for Mark Birman, presented a proposal to the Village Board to accommodate Mr. Birman's building located at 1625 Main Street (Former: Evergreen & Emory Brook Hotel). Mr. Birman is proposing a permanent exclusive easement on the Village parking lot property located across the roadway from his building for ingress and egress, as well as use of the property for a parking area and storage purposes, which would run with the land. In return for the easement, there will be landscaping and general beautification of the area.

Long discussion was held as to the pros and cons. It was also pointed out that the easement was being requested on Village owned municipal property which belonged to the people of Fleischmanns. The Village Board requested language for the easement and/or a plan or outline for the beautification of the parking lot prior to making any final decision.

### **Pump Station/Parking/Rob Allison**

Rob Allison approached the Village Board as to the intolerable parking situation at 492 Main Street, the Village Pump Station, which he rents from the Village of Fleischmanns. Decidedly, a sign will be placed at this premise which will read the following:  
 ‘Parking for 492 Main Street only...all others will be towed at owner’s expense. If you car is towed, please call: (845) 254-5514.

### **Mark Project/Peggy Ellsworth**

Peggy Ellsworth’s letter to the Board was read by Mayor Pascarella. She had been called to a meeting with Sen. Seward late this afternoon and couldn’t make it back in time for this meeting.

1. Design drawings for the streetscape “garden” at the gazebo were delivered to the Village Board. They were designed by Mel Bellar of Zone 4 Landscaping and I think you will agree that this will add a whole new element to the Village square environment. The project has already been approved by the State and I would simply like your blessing to continue to move this forward. Of course, any questions or concerns can be directed to me.

(The streetscape project is fully funded-no match is required)

### ***Fleischmanns Streetscape/Phase 1/Street Garden***

Motion made by Benjamin Fenton to approve the Fleischmanns Streetscape Phase 1 Street Garden as designed by Mel Bellar of Zone 4 Landscaping. Motion seconded by Kathleen Rostad Miles. Benjamin Fenton-Aye. Kathleen Rostad Miles-Aye. Todd Pascarella-Aye. Harriet L. Grossman-Nay. Fred Woller-Nay. Motion so carried.

(Harriet L. Grossman wanted it on record that she voted no to the above motion since she did not want the Village to lose any parking spaces in the absence of a complete visual. Trustee Fred Woller agreed.)

Further Peggy Ellsworth advised:

The Long Term Recovery Planning money in place at MARK includes a component to look at and explore possibilities for the Theater building. I would like the Village Board to please appoint members of the community to the Theater Study Committee. You should also be aware that there may be interested parties in the building and remember that there is a \$200,000.00 proposal pending on the state level for the first phase of repair and rehabilitation (front of building).

We are currently unable to get fire insurance on the building. Peggy plans on applying to O’Connor for a heavy duty tarp for the roof system to prevent further damage.

There are interested tenants for both storefront spaces, unfortunately, until I can get fire insurance we are out of luck.

### **Theatre Committee Appointments**

Motion made by Kathleen Rostad Miles to appoint the following to the Theatre Committee: Paula DeSimone, Justin Kolb, Jim DePaiva, Bud Sife, Colin Young, Ezra Birnbaum, Patti Dell & Stuart, Rob Alverson, Bruce Aronson, John Granito and Harriet L. Grossman. Motion seconded by Fred Woller. Kathleen Rostad Miles-Aye. Fred Woller-Aye. Todd Pascarella-Aye. Benjamin Fenton-Aye. Harriet L. Grossman-Aye. All in favor. Motion so carried.

Peggy Ellsworth also advised that she planned to hire Peter Fairweather (community planning, marketing and feasibility studies) and a structural engineer and historic preservation architect.

### **Delaware Engineering**

John Brust advised that water distribution pipes have been replaced up Old Halcott Road & Switzerland Ave. A couple of flushing hydrants have also been installed.

Brian Grocholl of Schneider Avenue advised his water is still green & is costing him money all the time for filters, etc. The condition of the water has ruined his whole house and the water is not drinkable.

John Brust advised that the hydrant located by Harriet L. Grossman's property is up, cycling and running. Brian Grocholl's hydrant up on Schneider Avenue will be fixed before the contractors leave the Village. The problem with Brian Grocholl's is a dead pipe which needs to be flushed out on a routine basis. John Brust advised Brian that his flushing hydrant will be fixed next week & then Brian has to contact John Brust and/or the Village to let us know as to whether or not the hydrant is in good working order.

John Brust advised that funds have been reserved to get Old Halcott Road and Switzerland paved in the spring. Additionally, markers will be put in place where the cliff is so during snowfalls the crew will know where the road begins and where it ends. John Brust also addressed a small laid up stone wall on Old Halcott Road which was actually partially under the road and which was caving in towards an adjoining house. Since the contractor working on the water system pipe replacement was digging up this area, Delaware Engineering had him replace the old laid up stone wall with a set of precast blocks. The wall was supporting the road and the Village needed to fix it; it turned out to be an easy fix since the contractor was digging the area up anyway.

John Granito advised his building located at 1150 Main Street has a water flow that came under his house all summer. The water is down in the vault where the oil tanks are. He went down to check the oil & that was when he saw it & had also been hearing it for awhile. Mike Myers tried to shut it off just to see if he could isolate it & he can't shut it off. Mr. Granito has a connection from the street to his house in a manhole that he made when he renovated that place & its 7 ½' down. The water is coming in at 5 ½' so John said it was not his line. John had to uncover his main to make sure that it wasn't coming from the shut off. Mike Myers advised John Granito that anytime after today he would look into the problem.

### **Delaware Operations/Lou Dibble**

#### *Purchase Orders*

Motion made by Fred Woller to approve the following purchase orders for the month of October, 2012: Hach Company, Hach pH Buffers 3 pack of gallons, 2507200, 1 @ \$78.07, Hach Colorless 7 Buffer gallon, 1222256, 1 @ \$38.65, Nessler Reagent, 2119432, 1 @ \$20.05, total cost of request \$136.77, reason for purchase: pH meter uses standard buffers for calibration, Slack Chemical, bulk coagulant (PAC), gal., 300 gal. @ \$2.85/gal., total cost of request-\$855.00, reason for purchase: chemicals used in the treatment process Slack Chemical, chlorine bleach, 55 gal. drums, 110 gal. @ \$2.55/gal., total cost of request \$281.00, reason for purchase: chemicals used in the treatment process; Slack Chemical, 60% magnesium hydroxide, 55 gal. drums, 220 gal. @ \$3.90/gal, total cost of request \$858.00, reason for purchase: treat plant flow for alkalinity and pH. Motion seconded by Kathleen Rostad Miles. Fred Woller-Aye. Kathleen Rostad Miles-Aye. Todd Pascarella-Aye. Benjamin Fenton-Aye. Harriet L. Grossman-Aye. All in favor. Motion so carried.

#### *Monthly Report/Sept. 2012*

Lou Dibble of Delaware Operations submitted the monthly report for September 2012 to the Village Board indicating normal operations.

#### *Town of Andes*

For the month of September, the Village took in 262,200 gals of wastewater from Andes & Invoice # 3 was submitted to the Town of Andes for \$13,110.00.

#### *Proposed Budget/2013-14*

Lou Dibble also submitted to the Village Board a copy of the Village of Fleischmanns Proposed 2013-14 O & M Budget for the Wastewater Treatment Facility. The overall sewer budget went up about \$9600.00 from last year. The City's portion went up \$11,600.00 and the Village's portion went down \$2100.00. The residential EDU's will go up from \$107.26 a year to \$108.87. Most of the decrease will be seen in the commercial properties because commercial properties are based on water usage and the water usage has dropped in many cases.

The O & M Budget has to be submitted to NYC by Dec. 1, 2012.

### **Highway & FEMA Issues**

Long discussion was held with the Village Board and the Highway Superintendent, Fred Woller, as to completion of FEMA construction projects before Feb. of 2013 in order to avoid loss of FEMA funding. Further discussion was held as to guard rails for Lake Street and Lower Schneider Avenue, the Paradise Camp Road culvert, the resurfacing of Main Street, road signage and the cleaning of storm drains and drainage ditches along the roads. Deputy Mayor Benjamin Fenton will follow through on these issues with assistance from Highway Superintendent, Fred Woller, if needed and Trustee Kathleen Rostad Miles is also available for assistance.

Mayor Pascarella advised that Paradise Camp Road is losing its Town maintenance because the Town will not be maintaining the outside Village portion. We cannot assume they will be regrading the inside of the Village portion either.

Mayor Pascarella touched on the maintenance of Schneider Avenue and whether the Village can or cannot take it on. The issue right now is in limbo.

### **DEP Property/Old Playground Equipment**

The old playground equipment, currently on NYC DEP property, located next to Congregation Bnai Israel on Wagner Avenue needs to be removed and placed in storage. The Village will contact Attorney, John Fairbairn, Esq. for options and/or alternatives as to how to properly sell and/or dispose of this equipment. Mayor Pascarella advised the old playground equipment will be temporarily stored in the sand & salt shed

### **Village Trustee/Salary Reduction**

Mayor Pascarella & the Village Board discussed the pros & cons of reducing the Village Trustee salaries to an annual salary of \$1.00. Further investigation will be done to determine if the change can or cannot be done after the budget has already been adopted, and if there will be any affect on taxes.

### **Pool/Financial Report**

Village Trustee Harriet L. Grossman reported to the Village Board that \$3800.00 was received during the time the pool was in operation this season. Expenses amounted to \$10,754.16 from June, 2012 to Sept. 2012, excluding Village employee time spent on the pool. Trustee Grossman reported that people came from all over this season to use the pool. A new pool cover is also needed.

### **2001 Dodge Dump Truck-2500 Series/Bid**

Motion made by Kathleen Rostad Miles to accept the \$700.00 bid of Lucas Merwin for the 2001 Village Dump Truck. Motion seconded by Fred Woller. Kathleen Rostad Miles-Aye. Fred Woller-Aye. Todd Pascarella-Aye. Benjamin Fenton-Aye. Harriet L. Grossman-Aye. All in favor. Motion so carried.

### **Police Vehicle/1999 Ford CVC**

Motion made by Kathleen Rostad Miles to junk the old Village Police vehicle. Motion seconded by Fred Woller. Kathleen Rostad Miles-Aye. Fred Woller-Aye. Todd Pascarella-Aye. Benjamin Fenton-Aye. Harriet L. Grossman-Aye. All in favor. Motion so carried.

### **Resolution**

**Catskill Watershed Corporation  
Stream Debris Removal Program  
Grant Authorization**

At the Regular Village Board Meeting  
Of the Village of Fleischmanns, New York  
Held at the Skene Memorial Library on  
Monday, October 15, 2012 and



### **Ledwith, Robert & Mary/Storage Sheds**

The following letter from Robert and Mary Ledwith addressed to Mayor Pascarella and the Village Board dated September 10, 2012 was read aloud as follows:

My wife and I own the property located on Main Street that houses the Mountain Self Storage sheds. We recently erected a guard rail around the property and respectfully request....

1. That no snow be dumped on the property and that it not be used, as in previous years, as a snow storage area.
2. If the sidewalks are re-done, please keep the same existing curb cuts and aprons with the third curb cut at the easterly end of the property line.

Thanking you in advance....

### **Minutes Approval/September 10, 2012**

Motion made by Kathleen Rostad Miles to approve the minutes of September 10, 2012. Motion seconded by Harriet L. Grossman. Kathleen Rostad Miles-Aye. Harriet L. Grossman-Aye. Todd Pascarella-Aye. Fred Woller-Aye. Benjamin Fenton-Abstained. Motion so carried.

### **Flushing Hydrants/Brian Grocholl & Harriet L. Grossman**

Motion made by Todd Pascarella to have the Village Board agree that the water bills for 140 Schneider Avenue, currently amounting to \$585.68, and 45 Bridge Street, currently amounting to \$323.14, will not be pursued and not owed to the Village until the water quality at each premise is brought up to acceptable levels. At that point in time, the billing cycle will begin. Motion seconded by Kathleen Rostad Miles. Todd Pascarella-Aye. Kathleen Rostad Miles-Aye. Benjamin Fenton-Aye. Fred Woller-Aye. Harriet L. Grossman-Abstained. Motion so carried.

### **Stream Bank/Bed Alteration**

John Granito suggested a moratorium & organized plan on stream bed and stream bank alteration to the Village Board stating that there needs to be a complete analysis of effects associated with such work, which would include adjacent private properties along the stream travel. Mayor Pascarella advised that the pertinent agencies are weighing in on those issues & it doesn't come under the Village Board's preview.

Deputy Mayor Benjamin Fenton excused himself from the meeting at this point in time.

### **Part Time Accountant Report/Month Ending July 31, 2012**

Motion made by Kathleen Rostad Miles to approve the Part Time Accountant's Report ending July 31, 2012 as submitted by Russell Schebesta. Motion seconded by Harriet L. Grossman. Kathleen Rostad Miles-Aye. Harriet L. Grossman-Aye. Todd Pascarella-Aye. Fred Woller-Aye.. Benjamin Fenton-Absent. Motion so carried.

### **Part Time Accountant Report/Month Ending August 31, 2012**

Motion made by Fred Woller to approve the Part Time Accountant's Report ending August 31, 2012 as submitted by Russell Schebesta. Motion seconded by Kathleen Rostad Miles. Fred Woller-Aye. Kathleen Rostad Miles-Aye. Todd Pascarella-Aye. Harriet L. Grossman-Aye. Benjamin Fenton-Absent. Motion so carried.

### **NIMS Training**

Delaware County Emergency Management Officers will be holding a NIMS Training Class (Part 1) Oct. 16, 2012 at 6:00 p.m. at the Halcott Grange and another on Oct. 23, 2012 (Part 2) at 6:00 p.m. at the Halcott Grange. Classes should be taken by all elected officials.

### **Public Comment**

John Blish advised he was donating a convex mirror to the Village which he spoke to John Biruk of the Town of Middletown about. The Village thanked Mr. Blish for his donation, but advised that the positioning and safety of the mirror at Old Breezy Hill Road would first have to be investigated and then approved by the Board. Trustee

Grossman will look into the issue & discuss with John R. Fairbairn, III, Esq. Further discussion was held as to snow removal, the current situation with the bridges in the Village and the proposed easement on Village property.

Larry Reilly reported that his catch basin on Wagner Avenue needed to be unplugged; it has filled up again due to rain.

**Vouchers/October 2012**

Motion made by Harriet L. Grossman to pay the following vouchers for the month of October, 2012: Abstract # 26, Voucher # 118 totaling \$60.00, Abstract # 28, Vouchers # 119 through 120 totaling \$29,207.48, General Fund, Abstract # 30, Vouchers # 121 through 141 totaling \$10,774.59, General Fund, Abstract # 31, Vouchers # 142 through 149 totaling \$26,937.96, General Fund, Abstract # 33, Voucher # 150 totaling \$394.63, General Fund, Abstract # 35, Vouchers # 151 through 152 totaling \$8,421.71; Water Department Fund, Abstract # 8, Vouchers # 20 through 26 totaling \$3,886.11; Sewer Department Fund, Abstract # 5, Vouchers # 52 through 63 totaling \$29,225.28.

Motion seconded by Todd Pascarella. Harriet L. Grossman-Aye. Todd Pascarella-Aye. Fred Woller-Aye. Benjamin Fenton-Absent. Kathleen Rostad Miles-Absent. Motion so carried.

**Adjourn**

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