

Village of Fleischmanns

Board Meeting Minutes

December 11, 2017

In Attendance: Mayor Don Kearney, Trustee Larry Reilly, Trustee David Yates

Absent: Deputy Mayor Fred Woller

Meeting called to order at 6:01 p.m.

Minutes from meeting on May 1, 2017 were reviewed. Motion made by Larry Reilly to approve minutes, Seconded by David Yates, all Aye, Motion Carried.

Minutes from meeting on June 12, 2017 were reviewed. Motion made by Larry Reilly to approve minutes, Seconded by David Yates, all Aye, Motion Carried.

Minutes from meeting on June 20, 2017 were reviewed. Motion made by David Yates to approve minutes, Seconded by Larry Reilly, all Aye, Motion Carried.

Minutes from meeting on November 13, 2017 were reviewed. Motion made by Larry Reilly to approve minutes, Seconded by David Yates, all Aye, Motion Carried.

Jim Buchan of Cedarwood Environmental presented the monthly reports for the sewer and water systems, all is running smoothly. He did point out that the Villages water chart recorder was not working and that he was going to have it replaced.

Discussion on Flood Buyout Resolution presented by Delaware County Planning Dept. pertaining to two properties in the Village. Motion made by David Yates to table resolutions, Seconded by Larry Reilly, all Aye, Motion Carried.

Motion made by David Yates to schedule a Workshop Meeting for December 19, 2017 at 4:30 p.m., Seconded by Larry Reilly, all Aye, Motion Carried.

At the Regular Village Board Meeting  
Of the Village of Fleischmanns, New York  
Held at the Skene Memorial Library on  
Monday, December 11, 2017 and

Upon motion made by Larry Reilly and seconded by David Yates, the following resolution was duly adopted:

**Whereas**, the Village Board Duly Passed and Filed Local Law #1 of 2016, a Local Law Amending the Law Regulating Water Service of the Village of Fleischmanns;

**Whereas,** Such Law Sets Forth a Schedule of Charges, Fees, and Rates Under Exhibit A Entitled “Village of Fleischmanns Water Rates 2016;”

**Whereas,** Such Law Provides Under Section 10 Line 6 that “Charges, Fees, And Rates May be Altered by Resolution of the Village Board from Time to Time as Required to Pay for Operation, Maintenance, and General Upkeep of the Water System.”

**Therefore,** the Village Board Resolves to Replace The Existing Schedule of Charges, Fees, and Rates in Exhibit A of Local Law #1 of 2016 for all Water Billing as of January 1, 2018 with the Attached Schedule of Charges Entitled “Village of Fleischmanns Water Rates 2018;”

Dated: December 11, 2017

State of New York    )  
                                  )ss:  
County of Delaware    )

I, Todd Pascarella, Village Clerk of the Village of Fleischmanns, New York, do hereby certify that the foregoing is a true & correct transcript of a resolution adopted by the Board of Trustees of the Village of Fleischmanns, New York on December 11, 2017 and the whole thereof.

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Todd Pascarella, Village Clerk  
Village of Fleischmanns

Motion made by Larry Reilly to adopt the above resolution. Motion seconded by David Yates. Larry Reilly – Aye, David Yates – Aye, Don Kearney – Aye, Fred Woller - Absent . Motion Carried, Resolution Adopted.

**Village of Fleischmanns**

**Water Rates 2018**

**Charges for Replacement of Frozen Water Meters**

\*\*\*All Charges for Replacing Frozen Meters are In Addition to the Hourly Labor Charge for the Time Necessary to Replace the Meter, with a Minimum Charge of 1 Hour\*\*\*

|    | <u>Meter Size</u> | <u>Replacement Charge</u> |
|----|-------------------|---------------------------|
| A. | 5/8"              | \$245.00 plus Labor       |
| B. | 3/4"              | \$245.00 plus Labor       |
| C. | 1"                | \$440.00 plus Labor       |
| D. | 1 1/2"            | \$560.00 plus Labor       |
| E. | 2"                | \$850.00 plus Labor       |

**Installation/Removal Charges**

\*\*\*Outside of Normal Village Working Hours, Hourly Labor Rates Will Also Apply, With a Minimum Charge of 1 Hour\*\*\*

|    | <u>Service Performed</u>  | <u>Charge</u> |
|----|---------------------------|---------------|
| A. | Turning Water On at Curb  | \$100.00      |
| B. | Turning Water Off at Curb | \$100.00      |
| C. | Reconnecting Water Meter  | \$100.00      |
| D. | Removing Water Meter      | \$100.00      |

**Water Usage Rates Per Quarter**

|    | <u>Water Use (CF/Quarter)</u>                        | <u>Rate (\$/100 CF)</u> |
|----|--|-------------------------|
| A. | For 0 to 100 Cubic Feet (Cu. Ft.) of Water           | \$0.16 per Cu. Ft.      |
| B. | For Each Additional 100 Cu. Ft. up to 800 Cu. Ft.    | \$1.85                  |
| C. | For Each Additional 100 Cu. Ft. up to 2,500 Cu. Ft.  | \$2.00                  |
| D. | For Each Additional 100 Cu. Ft. up to 5,000 Cu. Ft.  | \$5.10                  |
| E. | For Each Additional 100 Cu. Ft. up to 10,000 Cu. Ft. | \$5.80                  |
| F. | For Each Additional 100 Cu. Ft. Above 10,000 Cu. Ft. | \$6.10                  |
| G. | Capital Improvement & Maintenance Fee                | \$31.00 per Quarter     |

**Water Meter Rental Charges per Quarter**

|    | <u>Meter Size</u> | <u>Water Meter Rate</u> | <u>Charge per Quarter</u> |
|----|-------------------|-------------------------|---------------------------|
| A. | 5/8"              | 2                       | \$15.00                   |
| B. | 3/4"              | 1                       | \$21.00                   |
| C. | 1"                | 3                       | \$32.00                   |
| D. | 1 1/2"            | 4                       | \$48.00                   |
| E. | 2"                | 5                       | \$55.00                   |

The Penalty for Late Fees is Assessed at the Rate of 10% per Quarter Compounded Quarterly.

A Fee of \$30.00 Plus Certified Mail Charge will be Added to Bills For the Delivery of Each Notice of Late Payment.

A Fee of \$25.00 will be Added to Bills for the Delivery of Each Shut-Off Notice.

An Application Fee of \$300 Shall Apply to All New Connections to the Water System.

\*\*\*Labor for Service other than Ordinary Removal/Installation of Meters and Turning On/Off Service Shall be Billed to Customer at a Rate of \$60.00/hour during Normal Village Working Hours and \$120.00/Hour Outside of Normal Village Working Hours.

Normal Village Working Hours are 7:00 a.m. to 4:00 p.m. Monday through Friday Excluding Holidays.\*\*\*

Motion made by Don Kearney to purchase Flood Insurance for the Concession Stand at the ballpark, Seconded by David Yates, all Aye, Motion Carried.

Motion made by David Yates to accept the Treasurer's report, Seconded by Don Kearney, all Aye, Motion Carried.

The following letter was received by the Village via email the day of the meeting:

Unfortunately i will not be at meeting to read this myself -  
I am requesting the following letter be read at public meeting and entered into the minutes.

Dear Mayor and board members,

I am requesting that the board take steps for the removal of Christopher Plante as the code officer for Fleischmanns

He is not working in the best interest or safety of this village -

This is clearly evident by the investigative article regarding the building at 1112 Main Street which appeared in the Catskill Mountain News Nov 22, 2017

My own personal opinion is that a bribe took place - I do not have proof but Mr. Plante's actions are suspicious.

There have also been issues related to approval for/or lack of approval for permits at the Northland Hotel.

The code officer role is one in which the public is entrusting an individual to make decisions and evaluations which are safe and where everyone is being treated on an equal playing field.  
This entire incident is very damaging our image and reputation as a village.

When transactions are not handled honestly here - it hurts our reputation as a village.

If Mr. Plante is not removed from office then we are giving him a pass which he does not deserve.

If we allow him to continue in his position it sends a message that nobody cares and over time people are going to leave - the village will become a ghost town except in the summer - this can easily happen and it would be terrible.

I do not want to leave and there are others who feel the same way.

If we do not stop this kind of thing from going on then the consequences are going to be dire.

Fred Woller's suggestion about not giving building permits to people who owe taxes should be taken very seriously - I publicly supported it at a prior village board meeting - even suggesting not to give permits regardless of how far behind the taxes are

Thanks for your service,

Respectfully,

Marilyn Ringel

1219 Main St

Fleischmanns

Motion made by Don Kearney to go into Executive Session to discuss litigation and include Attorney Carew Wagner, Clerk Todd Pascarella, and Treasurer Winifred Zubin, Seconded by Larry Reilly, all Aye, motion carried.

Motion made by Don Kearney to go back into Regular Session, Seconded by Larry Reilly, all Aye, Motion Carried.

Motion to pay Vouchers made by Larry Reilly, Seconded by David Yates, all Aye, Motion Carried.

Motion to Adjourn made by David Yates, Seconded by Larry Reilly, all Aye, Motion Carried.