

**Monday, July 20, 2020 at 12:30 pm**  
**Village of Fleischmanns Board of Trustees Special Meeting**  
**Teleconference Dial In 701-802-5461 Passcode 288193#**

## **AGENDA**

**Note: Speak clearly and say your name before speaking**

1. Call to Order
2. Roll Call
3. Approvals
  - a. Motion to approve June 13, 2020 Village Board Special Meeting by teleconference Minutes
  - b. Organizational Appointments
    - i. Welcome summer intern Delany Dufresne; Motion to approve employment
4. Public Health and Safety Reports
  - a. Motion to accept: Jim Buchan Water and WWTP May and June 2020 reports
  - b. Status: Parking Enforcement – Fred Woller
5. Treasurer's Reports: Winifred Zubin
  - a. Motion to approve: June 2020 Financial Reports
  - b. Status: CHIPS funding and General fund balance
  - c. Budget Modifications
    - i. Motion to approve Wagner Ave oil and stoning, Mid-Aug 2020 \$18,000 estimate
    - ii. Motion to Re-authorize Truck purchase at estimated \$75,000
  - d. Request: Board Point Person or committee to review state mandated policies
6. Old Business:
  - a. Fred Woller
    - i. Status: Park still closed due to health and safety risks for Bathrooms & Playgrounds
    - ii. Status: Pool construction update & pool house rehab
    - iii. Status: Ellsworth Avenue grading: TBD pending TOM schedule
    - iv. Status: Theatre Cleanout
  - b. Ben Fenton
    - i. Status: Mark Project Kiosk RFP & next steps
7. New Business:
  - a. Board Discussion: 926 Main St property disposition
  - b. Jennifer Barrows
    - i. Motion to adopt: Revised Employee Handbook and Purchasing Policy
  - c. Fred Woller
    - i. Motion to approve: Electric Repair Estimate of Flag Spot light \$400 estimate
    - ii. Motion to approve: Daniel's Masonry Repair Estimate Library steps \$600 estimate
    - iii. Motion to approve: Catskill Regional Surveying Services, LLC 3-year lease rent increase to \$475 per month; identical in all other respects but replaces lease entered into by former Mayor David Morell
    - iv. Motion to approve: Resolution 006-2020 Authorizing the Chief Executive Officer to sign a contract on behalf of the Village of Fleischmanns for Intermunicipal Shared Highway Services
8. Next Meeting: Monday, August 10, 2020
9. Public Comment Period: Speakers limited to three (3) minutes each.
10. Motion to Audit Vouchers
11. Motion to Adjourn

VILLAGE OF FLEISCHMANN'S BOARD OF TRUSTEES  
SPECIAL MEETING MINUTES via Teleconference  
July 20, 2020

Link to MP3 file of meeting

[https://drive.google.com/file/d/1BUtVA6td3\\_wNgLCIUZ4id27M3-49Ylej/view?usp=sharing](https://drive.google.com/file/d/1BUtVA6td3_wNgLCIUZ4id27M3-49Ylej/view?usp=sharing)

Mayor Fred Woller called the Special Meeting to order at 12:33 pm. Village Clerk took roll call at 12:34: Fred Woller, Larry Reilly, Dan Halpren, Ben Fenton, and Jennifer Barrows were present. Also in attendance were Village Treasurer Winifred Zubin and Code Enforcement Officer Hiram Davis. 31 Members of the public on the call (see teleconference call attendees list at end of minutes) including those who announced themselves were Mike Martins of The Mountain Eagle, Victoria Szerko, Janet Becker, Jon Frank, Edward Greissle, and Colin Miller,

Mayor Fred opened the meeting.

Recognized Peg Ellsworth for Status of Mark Project Kiosk RFP & next steps. As noted by Ben Fenton at last month's meeting the village has received a one-year grant extension to June 2021 and RFP's received July 9, 2020. Bidders are seeking additional information.

**Motion to approve** June 13, 2020 Village Board Special Meeting Minutes made by Fred Woller; seconded by Larry Reilly. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

### **Organizational Appointments**

Fred Woller welcomed summer intern Delany Dufresne; Fred Woller made Motion to approve employment; seconded by Dan Halpren. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

### **Public Health and Safety Reports**

Water and WWTP May and June 2020 reports tabled due to inconsistencies  
Parking Enforcement – Fred Woller noted warnings given out this past week,

### **Treasurer's Reports: Winifred Zubin**

COVID19 delays in delivery of village truck, to be partially paid for through Chips funds, and completion of pool resulted in fund surpluses of General \$52k, Water \$5k, and Sewer \$25k for FY20 but accounted for in FY21 budget.

Motion to approve: June 2020 Financial Reports made by Fred Woller; seconded by Jennifer Barrows. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

### **Budget Modifications**

Motion to Re-authorize Truck purchase at estimated \$75,000 made by Fred Woller; seconded by Ben Fenton. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

Motion to approve Wagner Ave oil and stoning, Mid-Aug 2020 \$18,000 estimate made by Fred Woller; seconded by Ben Fenton. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

Request: Board Point Person or committee to review state mandated policies not been reviewed since 2000 and the State of NY has mandated others since the last review. Jennifer Barrows and Dan Halpren volunteered to form committee with Treasurer Winifred Zubin.

### **Old Business:**

Fred Woller

Status: Park still closed due to health and safety risks for Bathrooms & Playgrounds; people are using the park at their own risk and we're trying to enforce the social distancing..

Status: Pool construction & pool house rehab are delayed due to COVID

Status: Ellsworth Avenue oil and stone grading begins in about two weeks.

Status: Theatre Cleanout in September 2020 with Fred Woller, Doug Greene and Dan Halpren volunteering.

## **New Business:**

### **Board Discussion: 926 Main St property disposition**

Made by Larry Reilly; seconded by Fred Woller Motion to approve allowing John Tuffiaro of Coldwell Timberland Properties to show the property to a client of his who has rehabbed buildings in Pine Hill. John would represent the village and would be a one-time selling agreement. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

### **Revised Employee Handbook and Purchasing Policy - Jennifer Barrows**

Motion to adopt Revised Employee Handbook and Purchasing Policy with one change to correct that All employees are eligible to participate in the New York state local retirement system.

Made by Jennifer Barrows; seconded by Ben Fenton. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

**Motion to approve** made by Fred Woller; seconded by Larry Reilly of Electric Repair Estimate of Flag Spot light \$400. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

**Motion to approve** made by Fred Woller; seconded by Jennifer Barrows of Daniel's Masonry Repair Estimate of Library steps for \$600. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

**Motion made** by Fred Woller; seconded by Daniel Halpren to execute 3-year lease with Catskill Regional Surveying Services, LLC with a rent increase to \$475 per month; identical in all other respects but replaces lease entered into by former Mayor David Morell updated to reflect current date and mayor. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Motion to approve: Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

**Motion to dispense** with reading of Resolution 006-2020 as all members have received electronic copy made by Fred Woller; seconded by Larry Reilly; Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

**Motion to approve Resolution 006-2020 Authorizing the Chief Executive Officer to sign a contract on behalf of the Village of Fleischmanns for Intermunicipal Shared Highway Services** made by Fred Woller; seconded by Larry Reilly. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

### **1261-1267 Main St change sewer connection added to the agenda by Larry Reilly**

Larry Reilly noted village received Request from the owners of 1261 Main Street to change their sewer connection; they've had problems there with their with rags clogging their system and we are going to ask pursuant to the village sewer law that they provide mitigation to prevent the rags and such that go with that flow into the sewer system and that putting rags in the sewage system is against the village sewer law and this ties into an incident yesterday had I don't know whether it's 1261 Main related but it general sewer system where the main line going into a plant clogged and sewage was back flowing out on Wagner Avenue. Jim Buchan spent many hours on Sunday's (July 19) to clear the sewer flow which makes clear the need to address the rag issue and according to the village Sewer Law necessitates a mitigation system by the owner. Cedarwood engineers reviewing.

Larry Reilly made motion Fred Woller seconded to approve moving forward on a mitigation plan for 1261-1267 Main St. Fred Woller-Aye. Larry Reilly-Aye, Ben Fenton-Aye. Dan Halpren-Aye. Jennifer Barrows-Aye. All in favor. Motion so carried.

Larry Reilly asked Hiram Davis about alleged camps and DOH Ed Bartos visit. Hiram Davis responded noting again how to prove as folks moved from one place to another. "Tourist Homes" designation allows inspection.

Larry Reilly thanked Hiram Davis for all he has done.

Ben Fenton and Dan Halpren asked about enforcement. Hiram responded with the process: Judge sets fines. Severity dictates outcome. Raw sewerage results in a shutdown.

Ben Fenton asked Hiram to clarify if Wagner Ave homes are all single-family homes. Hiram Davis responded, yes.

John Granito noted he observed mattress's being moved between residences for almost two hours.

Hiram Davis noted that according to NYS Department of Health (DOH), if one person rented for a group then it does not fall under DOH.

**Public Comment Period: Speakers limited to three (3) minutes each.**

See transcript for extensive public commenting lasting about 30 minutes; not all speakers identified themselves.

Snapshot of comments:

Anita Rubin: Thanks to Fred, the Board, and Hiram Davis. Proposed zoning changes made a year ago to prevent group homes and multi-families. If that had happened we wouldn't be in the situation we are in. Recommends zoning changes.

Addressing Hiram Davis, Vicky Szerko raised an example from West Hempstead NY. Hiram responded the village can change the law. COE only enforces existing law.

Marilyn Ringel spoke to being in a "front seat" to all the activity on Main Street. State Troopers came and observed group home operating out in the open. Grateful for what everyone has done to fix the situation.

Michael Waka spoke that he recently bought a home on Wagner Ave. He was in the Main St laundromat when 20 to 30 minors walked in and none had masks. When he asked them to put on masks he was surrounded by them and actively harassed. Very frightening.

Mayor Fred Woller then asked Hiram Davis about Fire Codes. Hiram Davis responded we can't prove it's a multifamily home and therefore can't enforce multi-family fire codes.

There being no further public comments, Fred Woller closed the public comment period.

**Next Meeting:** Monday, August 10, 2020 at 6:00 pm via teleconference

**Vouchers: Motion to Audit OFFERED BY: Mayor Fred Woller; Seconded by: Trustee Larry Reilly.**

**WHEREAS,** The Department of Audit and Control requires Village Boards to sign and inspect all vouchers coming into the Village for payment, to number and total amounts from each fund. All trustees present ayed, motion carried, vouchers to be initialed individually by Trustees who shall come to village office singularly. Any vouchers not receiving three initials shall not be paid till questions of the Board answered to their satisfaction.

**THEREFORE, BE IT RESOLVED** that the Village Board authorizes the following vouchers paid:

<b>General Fund</b>	<b>\$6,161.66</b>	<b>Vouchers 30-48</b>
<b>Sewer Fund</b>	<b>\$34,090.01</b>	<b>Vouchers 14-28</b>
<b>Water Fund</b>	<b>\$4,107.26</b>	<b>Vouchers 9-18</b>
<b>TOTALS</b>	<b>\$44,358.93</b>	

**Adjourn**

Motion made by Fred Woller to adjourn, seconded by Larry Reilly. All ayed; motion carried. Meeting adjourned at 1:35 pm.

Dated: July 20, 2020 -----  
Stacie Skelley, Village Clerk, Village of Fleischmanns  
State of New York)) ss: County of Delaware)

I, Stacie Skelley, Village Clerk of the Village of Fleischmanns, New York do hereby certify that the foregoing is a true & correct transcript of the Special Meeting of the Village Board of Trustees and the motions and resolutions adopted by the Board of Trustees of the Village of Fleischmanns, New York on July 20, 2020 and the whole thereof.

\_\_\_\_\_, Village Clerk.

**RESOLUTION NO. 006-2020**

**VILLAGE OF FLEISCHMANN'S BOARD OF TRUSTEES  
AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO SIGN A CONTRACT FOR INTERMUNICIPAL SHARED  
HIGHWAY SERVICES ON BEHALF OF THE VILLAGE OF FLEISCHMANN'S**

Motion Made By: \_\_\_\_\_; Seconded By: \_\_\_\_\_

At the Special Village Board meeting of the Board of Trustees of the Village of Fleischmann's, New York, held via Phone Teleconference, on July 20, 2020; and

RESOLUTION AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO SIGN A CONTRACT ON BEHALF OF THE VILLAGE OF FLEISCHMANN'S TO PERMIT THE HIGHWAY DEPARTMENT HEAD TO SHARE SERVICES WITH THE HIGHWAY DEPARTMENT HEAD IN OTHER MUNICIPALITIES WHO POSSESS SIMILAR AUTHORIZATION FOR THE BORROWING OR LENDING OF MATERIALS AND SUPPLIES AND THE EXCHANGING, LEASING, RENTING OR MAINTAINING OF MACHINERY AND EQUIPMENT, INCLUDING TO OPERATORS THEREOF, FOR THE PURPOSE OF AIDING THE HIGHWAY DEPARTMENT HEAD IN THE PERFORMANCE OF HIS/HER DUTIES

WHEREAS, all municipalities, including the Village of Fleischmann's, have the power and authority to contract for the purpose of renting, leasing, exchanging, borrowing or maintaining of machinery and equipment, with or without operators, with other municipalities, and;

WHEREAS, all municipalities including the Village of Fleischmann's, have the power and authority to borrow or lend materials and supplies to other municipalities, and;

WHEREAS, it is hereby determined that the Village of Fleischmann's, and other municipalities have machinery and equipment which is not being used during certain periods, and;

WHEREAS, it is hereby determined that the Village of Fleischmann's, and other municipalities often have materials and supplies on hand which are not immediately needed, and;

WHEREAS, it is hereby determined that by renting, borrowing, exchanging, leasing or maintaining highway machinery and equipment and the borrowing or lending of materials and supplies the Village of Fleischmann's and other municipalities may avoid the necessity of purchasing certain needed highway machinery and equipment and the purchasing of or storing a large inventory of certain extra materials and supplies, thereby saving the taxpayers money, and;

WHEREAS, it is recognized and determined, from a practical working arrangement, that no program of borrowing, exchanging, leasing, renting or maintaining of highway machinery and equipment or borrowing or lending of materials can be successful if each individual arrangement or agreement has to receive prior approval by the Village governing board and the governing board of each of the other municipalities which may be parties to such agreements, since such agreements must often be made on short notice and at times when governing boards are not in session, and;

WHEREAS, it is incumbent upon each municipality to design a simple method where materials and supplies, equipment and machinery, including the operators thereof, may be obtained or maintained with a minimum of paperwork and inconvenience and with swift approval process, and;

WHEREAS, it is the intent of this Village of Fleischmann's to give the head of the highway department the authority to enter into renting, exchanging, borrowing, lending or maintaining arrangements with the persons serving in similar capacities in other municipalities without the necessity of obtaining approval of the Village governing board prior to the making of each individual arrangements, and;

WHEREAS, a standard contract has been prepared which is expected to be adopted and placed into effect in other municipalities, and will grant the person holding the position comparable to that of the head of the highway department, authority to make similar arrangements, and;

WHEREAS, it is hereby determined that it will be in the best interests of the Village of Fleischmann's to be a party to such shared services arrangements and;

WHEREAS, the Village of Fleischmann's previously passed a resolution and signed an Intermunicipal Shared Highway Services contract on February 16, 2006, and amended November 9, 2009; and

WHEREAS, the Village of Fleischmann's wishes to renew said contract for a five-year period;

NOW THEREFORE BE IT RESOLVED, that the Chief Executive Officer of the Village of Fleischmann's is hereby authorized to sign, on behalf of the village, the following contract:

## INTERMUNICIPAL SHARED HIGHWAY SERVICES CONTRACT

1. For purposes of this contract, the following terms shall be defined as follows:

a) "Municipality" shall mean any city, county, town or village which has agreed to be bound by a contract for shared services or equipment similar in terms and effect with the contract set forth herein, and has filed a copy of said contract with the clerk of the undersigned village.

b) "Contract" shall mean the text of this agreement which is similar in terms and effect with comparable agreements, notwithstanding that each such contract is signed only by the Chief Executive Officer of each participating municipality filing the same, and upon such filing, each filing municipality filing the same, and upon such filing each filing municipality accepts the terms of the contract to the same degree and effects as if each Chief Executive Officer had signed each individual contract.

c) "Shared Service" shall mean any service provided by one municipality for another municipality that is consistent with the purposes and intent of this contract and shall include but not be limited to:

i. The renting, exchanging or lending of highway machinery, tools and equipment, with or without operators;

ii. The borrowing or lending of supplies between municipalities on a temporary basis conditioned upon the replacement of such supplies or conditioned upon the obtaining of equal value through the provision of a service by the borrower or by the lending of equipment by the borrower, the value of which is equal to the borrowed supplies;

iii. The providing of a specific service for another municipality, conditioned on such other municipality providing a similar service, or a service of equal value, in exchange;

iv. The maintenance of machinery or equipment by a municipality for other municipalities.

d) "Superintendent" shall mean, in the case of a city, the head of the Department of Public Works; in the case of a county, the County Superintendent of Highways, or the person having the power and authority to perform the duties generally performed by County Superintendents of Highways; in the case of a town, the Town Superintendent of Highways; in the case of a village, the Superintendent of Public Works.

2. The undersigned municipality has caused this agreement to be executed and to bind itself to the terms of this contract and it will consider this contract to be applicable to any municipality which has approved a similar contract and filed such contract with the clerk of the undersigned municipality.

3. The undersigned municipality by this agreement grants unto the superintendent, the authority to enter into any shared service arrangements with any other municipality or other municipalities subject to the following terms and conditions:

a) The Village of Fleischmanns agrees to rent or exchange or borrow from any municipality any and all materials, machinery and equipment, with or without operators, which it may need for the purposes of the Village of Fleischmanns. The determination as to whether such machinery, with or without operators, is needed by the Village of Fleischmanns, shall be made by the Superintendent. The value of the materials or supplies borrowed from another municipality under this agreement may be returned in the form of similar types and amounts of materials or supplies, or by the supply of equipment or the giving of services of equal value, to be determined by mutual agreement of the respective superintendents.

b) The Village of Fleischmanns agrees to rent, exchange or lend to any municipality any and all materials, machinery and equipment, with or without operators, which such municipality may need for its purposes. The determination as to whether such machinery or material is available for renting, exchanging or lending shall be made by the Superintendent. In the event the Superintendent determines that it will be in the best interest of the Village of Fleischmanns to lend to another municipality, the Superintendent is hereby authorized to lend to another municipality. The value of supplies or materials loaned to another municipality may be returned to the Village of Fleischmanns in the form of similar types and amount of materials or supplies, or by the use of equipment or receipt of services of equal value, to be determined by the respective Superintendents.

- c) The Village of Fleischmanns agrees to repair or maintain machinery or equipment for any city, county, town or village under terms that may be agreed upon by the superintendent, upon such terms as may be determined by the Superintendent.
- d) An operator of equipment rented or loaned to another municipality, when operating such equipment for the borrowing municipality, shall be subject to the direction and control of the Superintendent of the borrowing municipality in relation to the manner in which the work is to be completed. However, the method by which the machine is to be operated shall be determined by the operator.
- e) When receiving the services of an operator with a machine or equipment, the receiving Superintendent shall make no request of any operator which would be inconsistent with any labor agreement that exists for the benefit of the operator in the municipality by which the operator is employed.
- f) The lending municipality shall be liable for any negligent acts resulting from the operation of its machinery or equipment by its own operator. In the event damages are caused as a result of directions given to perform work, then the lending municipality shall be held harmless by the borrowing municipality.
- g) Each municipality shall remain fully responsible for its own employees, including salary, benefits and worker's compensation.

4. The renting, borrowing or leasing, repairing or maintaining of any particular piece of machinery or equipment, or the exchanging or borrowing of materials or supplies, or the providing of a specific service shall be evidenced by the signing of a memorandum by the Superintendent. Such memorandum may be delivered to the other party via mail, personal delivery, facsimile machine, or any other method of transmission agreed upon. In the event there is no written acceptance of the memorandum, the receipt of the materials or supplies or the acceptance of a service shall be evidence of the acceptance of the offer to rent, exchange or lend.

5. In the event any shared services arrangement is made without a memorandum at the time of receipt of the shared service, the Superintendent receiving the shared service shall within five days thereof, send to the provider a memorandum identifying the type, time and date of the acceptance of the repair or maintenance shared service. In the event such shared service related to or included any material or supplies, such memorandum shall identify such materials or supplies and time and place of delivery.

6. In the event a municipality wishes to rent machinery or equipment from another municipality or in the event a municipality wishes to determine the value of such renting for the purposes of exchanging shared services or a comparable value, it is agreed that the value of the shared service shall be set forth in the memorandum.

7. All machinery and the operator, for purposes of worker's compensation, liability and any other relationship with third parties, except as provided in paragraph e of section three of this agreement, shall be considered the machinery of, and the employee of, the municipality owning the machinery and equipment.

8. In the event machinery or equipment being operated by an employee or the owning municipality is damaged or otherwise in need of repair while working for another municipality, the municipality owning the machinery or equipment shall be responsible to make or pay for such repairs. In the event machinery or equipment is operated by an employee of the borrowing, receiving or renting municipality, such municipality shall be responsible for such repairs.

9. Records shall be maintained by each municipality setting forth all machinery rentals, exchanges, borrowings, repair or maintenance and other shared services. Such records will be available for inspections by any municipality which has shared services with such municipality.

10. In the event a dispute arises relating to any repair, maintenance or shared service, and in the event such dispute cannot be resolved between the parties, such dispute shall be subject to mediation agreed upon by both parties.

11. Any party to this contract may revoke such contract by filing a notice of such revocation. Upon the revocation of such contract, any outstanding obligations shall be settled within thirty days of such revocation unless the parties with whom an obligation is due in writing to extend such date of settlement,

12. Any action taken by the Superintendent pursuant to the provisions of this contract shall be consistent with the duties of such official and expenditures incurred shall not exceed the amounts set forth in the village budget for highway purposes.



13. The record of all transactions that have taken place as a result of the Village of Fleischmanns participation in the services afforded by this contract shall be kept by the Superintendent and a statement thereof, in a manner satisfactory to the Village governing boards, shall be submitted to the Village board semiannually on or before the first day of June and on or before the first day of December of each year following the filing of the contract, unless the Village board requests the submission of records at different times and dates.

14. If any provision of this contract is deemed to be invalid or inoperative for any reason, that part shall be deemed modified to the extent necessary to make it valid and operative, or if it cannot be so modified, then severed, and the remainder of the contract shall continue in full force and effect as if the contract had been signed with the invalid portion so modified or eliminated.

15. This contract shall be reviewed each year by the Village of Fleischmanns and shall expire five years from the date of its signing by the Chief Executive Officer. The Village of Fleischmanns board may extend or renew this contract at the termination thereof for another five year period.

16. Copies of this contract shall be sent to the Clerk and the Superintendent of each municipality with which the Village of Fleischmanns Superintendent anticipates engaging in shared services. No shared services shall be conducted by the Village of Fleischmanns Superintendent except with the Superintendent of a municipality that has completed a Shared Services Contract and has sent a copy thereof to the Clerk of the Village of Fleischmanns.

IN WITNESS THEREOF, the said Village of Fleischmanns as by order of the Village Board, caused these presents to be subscribed by the Chief Executive Officer, and the seal of the Village of Fleischmanns to be affixed and attested by the Clerk thereof, the 20th day of July 2020.

VILLAGE OF FLEISCHMANNS

By: \_\_\_\_\_  
Fred Woller, Mayor

Attest: \_\_\_\_\_  
Stacie Skelley, Village Clerk

SEAL

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## Account Information

Date: July 20, 2020 12:24:23 PM  
 Dial-in number:  (701) 802-5461  
 Access code: 288193  
 Account: #s12808834 (Stacie Skelley)

## Audio

Caller	Service Type	Start Time	End Time	Duration
+1 917 680 9862 - ANITA RUBIN	 	12:24:23 PM	12:29:57 PM	6m
+1 201 463 8917 - DANIEL HALPERN.	 	12:26:12 PM	12:31:36 PM	6m
+1 631 219 7507 - MICHAEL WAKA	 	12:26:41 PM	12:31:29 PM	5m
+1 845 901 6624 - WIRELESS CALLER	 	12:26:45 PM	12:32:14 PM	6m
+1 845 254 3150 - JENNIFER BARROW	 	12:28:05 PM	1:35:31 PM	68m
+1 301 237 5129 - Jon Frank	 	12:28:08 PM	1:35:36 PM	68m
+1 845 216 4745 - WIRELESS CALLER	 	12:28:48 PM	1:20:52 PM	53m
Restricted	 	12:28:51 PM	1:35:44 PM	67m
+1 917 923 9540 - WIRELESS CALLER	 	12:31:02 PM	1:35:15 PM	65m
+1 917 238 9106 - WIRELESS CALLER	 	12:31:29 PM	12:50:37 PM	20m
+1 973 951 2797 - ELFRIEDA FENTON	 	12:31:29 PM	1:35:30 PM	64m
+1 845 586 2344 - ZONING & BUILDI	 	12:32:01 PM	1:35:25 PM	64m
+1 917 680 9862 - ANITA RUBIN	 	12:32:03 PM	1:35:31 PM	64m
+1 347 451 6234 - MATTHEW JONES	 	12:32:14 PM	1:35:39 PM	64m
+1 201 463 8917 - DANIEL HALPERN.	 	12:32:20 PM	1:35:30 PM	64m
+1 845 594 4229 - LINDA PESA	 	12:32:40 PM	12:35:10 PM	3m
+1 845 901 6624 - WIRELESS CALLER	 	12:32:41 PM	1:29:25 PM	57m
+1 845 254 5312 - LARRY & WINIFRE	 	12:33:02 PM	1:35:21 PM	63m
STACIE SKELLELY - +1 201 488 4673 <span style="background-color: green; color: white; padding: 2px;">Host</span>	 	12:33:03 PM	1:35:29 PM	63m
+1 845 254 5514 - VILLAGE OF FLEI	 	12:33:44 PM	1:35:29 PM	62m
+1 631 219 7507 - MICHAEL WAKA	 	12:34:20 PM	1:35:41 PM	62m
+1 845 642 6514 - VICTORIA SZERKO	 	12:34:21 PM	12:43:59 PM	10m
+1 201 463 8917 - DANIEL HALPERN.	 	12:36:20 PM	1:35:33 PM	60m
+1 845 254 6997 - SZERKO-FEDOROV,	 	12:45:28 PM	1:35:31 PM	51m

+1 607 222 6210 - WIRELESS CALLER	 	12:51:08 PM	12:54:33 PM	4m
+1 646 320 6780 - EDWARD GREISSLE	 	12:52:20 PM	1:35:40 PM	44m
Caller	Service Type	Start Time	End Time	Duration
+1 917 238 9106 - WIRELESS CALLER		12:53:24 PM	1:14:37 PM	22m
+1 845 254 5289 - BECKER,JANET	 	12:57:26 PM	1:35:32 PM	39m
+1 845 254 5615 - BREEZY HILL INN	 	1:01:50 PM	1:26:38 PM	25m
+1 917 238 9106 - WIRELESS CALLER	 	1:15:44 PM	1:35:26 PM	20m
+1 607 760 4882 - COLLIN MILLER	 	1:25:43 PM	1:33:26 PM	8m

Number of attendees: 31  
Eastern Time

Note: All times in

Toll minutes: 1,214m VoIP minutes: 63m


## Recording

Start Recording Time	End Recording Time	Duration
12:36:32 PM	1:35:38 PM	60m

Recording Link: [Listen Now](#)

Reference Number 3

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00:05

I'll get spending at the end of the meeting Ok Ok I'm going to make a motion to approve the special meeting the teleconference meetings of like \$230.00 then I'm.

00:22

Making motions to dispense with the reading if you know. This is Larry on the 2nd.

00:31

Ok Favre. Organizational appointments I want to welcome delete the presidency as the summer in turn and make a motion to approve her employment do I have a 2nd.

00:50

Second or 3rd and seconds on what I have been helped put in. Yes on paper Larry. Of and then. Jennifer.

01:12

Ok. Ok public health and safety reports make a motion to accept Jim Buchanan's wastewater treatment plants m h i have a 2nd print I've got a comment that there are a couple of inconsistency is between the 2 documents you submitted so contingent on those being clarified and corrected I'm Ok with them.

01:43

Ok. Ok will clarify that but are we going to accept the minutes as they are that I've spoken to Laurie about being consistent these I will talk to you when you know least the minute the minute that would that be about Ok then we're going to table that Ok for now.

02:05

Parking of course means. Putting out warnings and she. Will be writing tickets as required. I'm going to recognize when a fruit at this point talk about you know her stuff.

02:24

Winifred Thank you Fred. I have a few comments. We are in the 1st month of the new fiscal year and I want to report on the year end that ended May 31st we had a good year with the journal fun cheating a 52000 dollars surplus the water fund a \$5000.00 surplus and the sewer fund a \$25000.00 surplus.

02:53

All of which improved the fund balances in each of those funds for the support of ongoing operations. The particularly the general fund was in a positive. Situation largely because of the postponement of the purchase of the truck and.

03:18

In the construction of the. Village pool. All of which are provided for in the current year's budget. So.

03:33

12

As part of our annual plan we achieve Chip's funding which is comprehensive highway funds from the state of New York approved during the April state budget hearings which as provided funds without discount.

03:51

For the current year. Those funds support the purchase of the the village truck in the amount of \$75000.00 and the planned. Stoning of the. Wagner Avenue.

04:13

As part of the financial package I provided budget modifications to allocate funds the increase in income relating to the chip fund and the spending associated with it that was postponed from last year so that's part of the financial report and that's part of this report.

04:37

We are seeking authorization to spend the \$800000.00 for the oil and stoning of. When you're having you. So. Continue on. The. Last item is a request for a review of the overall policy environment for the village Fleischmann during this last year to have the power seize the employee handbook and the purchasing power as it were adopted were reviewed and are being recommended at this Monday by.

05:22

Jennifer parallel but looking to have the remainder of those policies which have not the majority of which have not been. Reviewed since 2002000 the year 2000 or have not been a part of our overall policies as in which our mandate mandated by the state of New York so that is a request that a person or a group be appointed to review the overall policy manual for its content and then the revisions.

06:03

So they hear around us my report Ok I reached out to. Help and they agreed to be on that committee. Great so that you 2 can and.

06:19

I make a motion to approve the financial report. So I have a 2nd. Jennifer I 2nd Ok. All favor this. One is going please read.

06:43

Larry one a link yes. Then. Yes yes nothing. Yet. Just a paragraph. I. Thank you I make a motion to prove the Wagner revenue oil and stoning.

07:06

The dog that's that's about what the schedule is for \$18000.00 do I have a 2nd on that. Treadwell or yes I think the motion.

07:24

To say hi Larry Riley. Yes then. I. Can now bring Yes Jennifer back. Yet. On. Eric Ok a motion to reauthorize the truck purchased at an estimated \$75000.00.

07:51

Have a 2nd. Round of 10.

07:59

Fred Woodward. Why Riley I then sent. In after. Jennifer betters.

08:17

All in favor most and so carried Ok moving on to old business. The pockets of the clothes due to the health and safety issues the bathrooms and playgrounds are closed people are using the park at their own risk and we're trying to enforce the social distancing.

08:36

The pull construction get a message from Camp Bucca struction should start in about 2 weeks we can have something like. Ellsworth Evan you will be graded hard in practice not grading but taller than oil and stoned according to the town of Middletown schedule.

09:01

Dan helper in the green I had a walk through and we decided that camper and it's cooler. This and you know try to promote volunteers you know get people to come down and help with.

09:17

Them like to get a word or 2 on the kiosk next. Let me just get my e-mail here so the r t went out on the 30. The balls were doing 27.

09:33

Both times the signs and her boy are. Messages questions. So I actually email 40 minutes at the mark project to give a call to her and to discuss the additional information that the bidders are looking for.

09:56

And then go from there. With next to new business.

10:07

Like I have a brief discussion on 126 Main Street just a property we. We acquired. I know that.

10:19

Someone else but. Do we know. I've not been shown. Not Ok. To turn one with about anybody.

10:38

But. I don't know what the question is I am just concerned about mortgages. Going through with it by what are they going to do with it I just I want to become a viable you know place a place I want to become.

11:00

Just another so what if. He was. Talking coming to the phone and it's.

11:14

Ok On board members please use your phone. And.

11:27

Although he works for briefcase me whoever's going to be a great senator. They think all right well she's a people too many people talking we can hear you things have you not on the board please mute your phone again thank you.

11:47

And do the talking there is to tell them they finally did when I went over there everybody. And then that if you're not.

12:00

Going to. Turn to me.

12:09

Ok Jennifer. Would you please say a word about the book I'm purchasing policy. Yes. No mention and. Pressure sort of the see and the religious questions employee handbook have been.

12:28

Revised brought up to date and I would like to. Propose that they be. Accepted. With one change that's the suspension when we were doing this. The tension added.

12:48

To an employer benefit in the absence of. All employees are eligible to participate in the New York state local retirement system and. That would bring the whole thing up to date.

13:07

Ok so do. I make a motion to adopt do I have a 2nd. Chance and 2nd. Frank Well I'm a.

13:24

Liar while I. And. Then I'll claim yes.

13:36

Now it's about. A friend and this is Larry I could not hear whatever discussion there was about 926 Main Street because other people were busy gabbing.

13:53

Could you repeat it. Will I just I want to make sure whoever buys it has good intentions I don't want to fall into. You know the conditions again you know I want to become a viable property something that's used I don't want it you know my concern is that it's going to fall into the wrong hands so I you know I that's my concern.

15

14:20

I hope everyone feels the same. I mean that's a great concern Fred do you have any suggestions as to. How to legally Minerva move or what your concerns are no I don't.

14:36

Not 1st and that's the real estate is there anything. Not in real estate let's be very clear here and not rely not really not really. Just like I'm sorry but.

14:50

Ok this is something I would like to discuss you know with the board and another time not right now. Care has been shown that we're not that desperate right now the you know it's something that I would like to address no i was obvious approach by John to Salerno who has a tough.

15:08

I emailed the standard on the but I was the 1st. I was 1st by Johnson who has a customer service in Pine Hill who we had from July for James Silver Spring area and rehab and John thought that this person might be interested in this building and this person has expressed some interest in this building next step is for John Kerry take some photographs of the buildings interior act carrier.

15:34

You know introduced to go to purchase John would be representing us as the village we would be John's client his person would be John customer which means Tom is working for the best interest of the village in the transaction there will be a one time selling agreement.

15:53

With all the banker timber and property so that John's customer may be offered as ever tempted the public or temple properties being completed a commission based on the sale price questions Ok And has anybody have a question.

16:12

I would like Dan I would like to see the properties that were. Dispersed in public health. Ok reasonable requests. Is there any way we get those names I'll tell we kept John Well I think I think we're jumping the gun until this person makes a serious offer Honestly I don't really think we need to do anything Ok Ok.

16:42

With that now gone. Ok So is there an authorization to proceed to work with John to follow or is that table. I would I know John he seems like a reasonable guy I would let him represent I would make a motion to do that.

17:03

Got a lot of mileage making the most trying to accept Caldwell tangling properties one time shouting. Then seconds. Walk out line is the 2nd. Favor. Larry I.

17:29



Ok. And Brian I.

17:42

Got it all and they were carrying. The flag like working.

17:51

\$100.00 to repair it put a light switch on it. I'm making a motion to prove that repair. Do I have a 2nd. And Larry a 2nd it's.

18:10

Not only my living 2nd god. Not only I then.

18:24

Print. Jennifer Bauer.

18:32

Married. Kerry. Also received an estimate from. A repair for the front steps of the library in which he he will pull off the steps grind them and put new mortar seat studs underneath them so that they're you know safe again the estimate is the \$600.00 and I make a motion to approve that this is a see you.

19:01

Have a 2nd Jennifer 2nd. That Jennifer. The 2nd one. Right.

19:19

Mireille like I then said. Jennifer Bauer.

19:33

Thank you on paper I'm talking. Ok. The Catskill region service serving service Rob Allison we've given him a 3 year lease the rent was increased for \$75.00 a month and that will be the prevailing price for 3 years and this is identical to all respects but replaces least entered into by phone Mayor David Morel what have you I have a comment about the lease Section 18 mentions this is being done under a resolution approved April 2011 by David Morel as mayor we froze you take that section out or updated to reflect today's date and mayor.

20:22

Sounds reasonable Little did I know I want date back next year I. Know. Noting motion. Ok pending that happening I make a motion to approve I have a 2nd.

20:38

Then 2nd. Got you can help bring us the 2nd. Runner I. Learned When I read Larry's I. Can.

21:00

Get all you know. Jennifer bounce. That's a big promotion so carried with the I just think just Section 8 didn't appear on the late Ok. Ok I have a resolution from the town with the rising the chief executive officer to sign a

contract to build your question to me this is shared highly circulated then this is something we've been doing all along when you break down you know it's on fire to repair I mean you know if something happens they're responsible.

21:37

I want to motion to approve that contract. I have a. Second I have wiring riling.

21:54

Redwall are. My rival.

22:02

Then but. Yeah now point.

22:10

Jennifer Bauer. Ok.

22:17

The next meeting is Monday August 10th prefer to read I've got a new item to add here go ahead. Larry we've got a. Requests from the owners of 1261 Main Street to change their sewer connection they've had problems there with their with rags clogging their system and we are going to ask pursuant to the village sewer law that they provide a.

22:51

Barrier some sort of. Mitigation to prevent the all the rags and such that go with that flow into the sewer system and that putting rank in the sewage system is against the village to a lot and this ties into an incident yesterday had don't know whether it's 1261 is related but it general sewer system where the main line going into a plant clogged and sewage was back was flowing out on the wagon avenue for many hours Jim you can.

23:26

Got back to the village and to something in the morning the truck came to clear the clogged. So that is why we need to enforce the provisions of the sewin law for hitting non sewage from going down the drains and cause increase so I would make a resolution.

23:49

That the board approved the request to implement the mitigation to prevent that from happening in response to this request to change this to. Make the most. That I have a 2nd.

24:11

I'll 2nd then Larry. And I think we're. Brighter primary friends.

24:26

I than. I can help her. That's one thing for no apparent to.

24:43

18

Request medication of. Medication system. Issues but the 1251 main street. Connection request could it be requested that the plan get looked at before it gets approved to make sure it's really going to be appropriate for Abelard's our engineers are doing.

25:09

Is that. Our engineers are reviewing that Janet.

25:22

They've been here ready and. This is that and do we have a enforcement arm for that. Good question.

25:34

I mean galore has penalties I'm not sure what they are I don't know what authorizes this under a variety of. Situations and is this you know Larry. Do you keep things well to do it is.

25:51

The ability to alarm. The p. is made it clear that this is a village Froggatt if it is certainly a legitimate one that you say all these days all the situation you know they end up approving what we approve as of.

26:13

Ok thank you with a smile and can you hear me. Yes Hiram feel free to jump that far more use all to answer your questions about the legal end of it it is with religious clothing for us meant responsibility to enforce that rather legal right to request a put in the basket or something like that and it will be reviewed by the engineers but and the d.p.p. will be happy to come along and help us with what the requirements are but the actual And.

26:50

And it's all to code enforcement. Ok so what actually is that. For us. I'm sorry I didn't understand that what was that what is that me being and for us is it just me find Doesn't the shutdown doesn't mean I'm presuming what is that well it would obviously start with a order of remedy because of a while ation and then if they ignore that it goes to tickets being issued if it's eminent danger because of sewage backing up and things like that then we can certainly for the health safety and welfare people shut the facility down if it comes to that as far as fines and those things you know the judge is the one that sets the fines.

27:43

So what. I'm sorry you know. Triumph was them doesn't mean it takes months and nobody is here or it depends on the severity of the violation. If it is much like what happened not too long and rather raw sewage was running out on the ground the truth is I have the right to shut the facility down because it's in danger in the hope the the eminent health safety and welfare people if it's something that you know save some of the rapes are getting through or some is creating an issue they would get a 30 day order to remedy.

28:22

It depends on the specific situation. I asked the question so is that similar to a cease and desist order. Sort of and we can actually go that route is a village.

28:39

If we need to but the truth is we can pursue most of it right through the building code much like I just ended did here week or 2 ago when what was going on at the flagstone.

28:52

I mean the North Island. Is that something we would call the sheriff come down through walk it up or no it wouldn't be and it would be the same idea of what we did before.

29:09

With the sewage running on the ground just here a couple weeks ago I was making the orders that the router would be turned up with how do you really need to sort problem where you stop to be in for a water right.

29:22

So I was ordering that the water would be turned off and that the premises would be vacated unless they resolve the problem and of course the problem got resolved that there were very same day within a few hours.

29:35

So we do have authority to do this you gotta understand that everything happens in a moment there is due process and there is time involved but depending on the severity of it it gives us more or less authority.

29:54

All right do we have more comments on that question. Ok so I'm going to open the floor to Fred Larry again Hiram I don't know this is putting on the spot that could you fill us in on what you were aware of at the enforcement issues about the various alleged camps that have been running in the village.

30:20

Well. The problem of these becoming with a call that I met with the head Bart of the Department of Health this morning at the Regis and I was there with him from 830 to 12 o'clock.

30:35

And after we got done doing their infections we just discussed some of these things. If we could prove that the camps the Department of Health has no problem with running at the issue is how do you prove that we can all shake our heads and say we know what's going on the problem is how do we prove it and I know what they did is they just moved people from one place to another but a I'm trying to look at avenues of which we can as a village try to do things that would counter this not just today but in the long term ways that we can establish regulations and rules that allow us to work with this in a legitimate manner and the truth is right now I can't tell you 100 percent sure I'm looking at something these are actually being run as tourist homes not motels I'm talking about the other houses.

31:31

And that's if we can get them down as a tourist house it does at least give us the capability of doing some inspections. And possibly give us a foot in the door to do some further and Forstmann but I haven't had the chance to iron all of these out and see exactly where they go yet.

31:51

Well thank you very thing you've been doing in the last couple of weeks and I know it's been crazy busy for you all it has and it was talking and bardos this morning Steve the problem we have is and we really don't want this information to become public knowledge but.

32:07

Then it's been raised by the group owning the deal reached can't do anything. So I went along as a group what does that mean if one group like let's just say you decided you wanted to have a family reunion and you wanted to rent one of them entire facilities whether it be one of these houses and you wanted to have 100 people come and spend the night in your house the b.o.h. you can't do anything about it but i asked me rented to multiple people under like running to families rent the same house separately not under one contract then the deal which can be involved but if one person rents entire place for a group deal we can't do anything and proving that involves getting leases and stuff that's impossible since virtually impossible because you're infringing upon people's rights and so it becomes very difficult.

33:13

To try to enforce this so we have to try to come out I mean goal is to come out with his. Voluntary compliance to come out with something that everybody can live within agree on would be nice if we lived in a world that way I say this is Janet thank you for all you've been doing I spoke with the sheriff just a half hour ago an hour ago and he explained to me that why this isn't a sheriff happening out of a state problem is because it's due to the executive order that the governor put in place and and Barrios has a boy us and opening and it's his responsibility to the next escalated to Howard Zucker to then the governor and until that occurs nothing will happen here because it's maddening York state issue and it is actually what's happening at this point there is there is there is a due process that has to be followed and the Department of Health started by issuing cease and desist orders that were complied by some of the agencies that they were issued to they were complied with some of them they were ignored and then they went from a cease and desist order to an order of the commissioners order of closure.

34:24

Which is what happened in the palace and the fag stone and with bellows they trying to circumvent it as everybody knows I don't have to expound on that. And although they at least appeared to empty those 2 particular locations we just transferred the problem is something else and said Barton is in the village at least he was this morning and as of 12 o'clock he was still here he was going to investigate some of those things and at each step it's moving up the chain it's not all of the mythology where it's an all knowing days it's been 9 days.

35:03

You're talking about near x.p. this stuff is not what happened overnight. Well I'd like to know Ed board or part of supervisor is or and I'd like his number and how would separate his number and will escalate it so the governor has to notice Fleischmann's otherwise nothing will take place unless they're getting enough annoyed by us willing you're perfectly entitled to do yet I personally don't have any of those numbers.

35:31

I'm working with Bardot said I will give you my opinion I believe the head Barossa is working within the limitations of his. Of his responsibility and his authority I think you're right but I think it's above him I agree the problem is it's gotta grow up the chain or else it's not going to work well I propose that we help it go up the chain.

35:57

Ok let's we're all taxpayers. I don't harm is working very hard on this and so is that part and I think it's an excellent job and I appreciate everything they've done and it's not going to happen overnight.

36:11

But. We have to be patient that's all I can say is hard to really difficult but we have to. We have to do the right thing. It's hard.

36:24

Oh Fred this is a need a routine can I comment at this point on what we want something that's just what Hiram have to say and let's get to this you know and thank you Ok I don't have anything else to add.

36:40

I don't believe I knew it this time I mean and I appreciate everybody's confidence in me and thanks I am working diligently to try to do what we can different angles or through out as every day.

36:55

But we're trying to do everything we can and I certainly work with with Mayor Waller and the village to keep them informed as we're moving along so right now that's it Ok I'm just yes any board member anything else thing friend Larry I've got a comment generally about Foresman this is not just a Fleischmann's issue I just read the paper this morning from the city and there was a restaurant partying you got a Health Commission is one of the close by the City Sheriff for a week and the next night they're all open and partying as usual so the disregard of the executive orders is widespread in the state not just here Ok and the anyone else any board members want to say something else.

37:46

Ok so I'm going to move on to public comments now and I'm asking everyone to please keep it very short and don't please don't rip you know read discuss anything we've already discussed you know 3 minute limits please and we're going to keep track so if you can say your name and give a 3 minute statement.

38:12

Fred May I speak it's Anita Rubin. Ok thank you 1st of all for thank you for all the work you've done Hiram I know you worked very hard in the entire board with working for a long time in the village and we appreciate everything that you've done I'm not going to repeat the things that we've discussed it's my comment is going to be about the summer camps and the housing Fleishman about a year ago.

38:40

A resident gave. A proposal that the zoning laws be changed in the village of Fleischmann's to vent group housing and also a law stating that single family residence residence and should not be converted to multiple to Welling's So had we had had we enacted zoning laws to prevent.

39:07

Group residences and multi occupational residences we might not be in the situation in which we're in today of enforcement and enforcement is most important thing so I just want to repeat that it would be important to put the village zoning board to address these issues of single family homes not being used as group residences and to prove they have.

39:37

Anti. Laws preventing grouping and residences. But doing so will preserve the nature of our village the property values values of our village and was brought up today the sewage system when these facilities are abuse that's what happens and so I think we have to really address this legally and designing board look at this very very carefully and address those issues as quickly as possible I don't like to say when Forstmann is not used things happen for instance in the flex stone when it was over built prior the amount of residences that they were given the opportunity to think already disregarded the law nothing was enforced in that situation so now we have a situation with Blackstone has more residences no.

40:36

Doubt and that's why I'm saying in force meant in the law it's a very important thing and to prevent our single family homes from being changed into multi family residences and Krakow says thank you thank you for your work do we have to serve another member of the public would like to make a comment.

41:00

That could help me hold on for one second is that standard tyrants on the call. Yes I'm here so just to address what the need of us saying.

41:14

This is that we could this is that. Ok thank you. Hiram I've assuming that it was referring to several of the homes of black Rabbenu it is my understanding from my conversations with you that those are not being converted to bulk.

41:35

Leveling is that correct that is correct they are trying to classify them as single family homes and if the problem lies in the proofs of them using them otherwise.

41:48

I thank the listener stronger need when I speak. So.

41:59

Last night I don't know that applies to 2 houses on the corner of Main and Ragnor. But last night there was probably I would estimate 30 people in one house and just as Benny and the other house.

42:19

Sitting for family drunks. I'm looking into those things right now but as far as I know they are classified as is. And the problem is. Well around the time of 1 o'clock.

42:38

Comes our problem then why is there not renting them to a Will single family. Ok but when they're moving mattresses then and the middle of the night and kids are rocking in with bedding I mean this went on for almost 2 hours last night and I certainly understand and I'm not trying to be argumentative The problem is that if we try to take this to court how do we prove anything everyone had a different last name.

43:13

23

That according to the deal we each day for one person rented that house for the whole group. There's no jurisdiction as far as the Department of Health is concerned when I was in the classified as a multibillion it House says this is how we're trying to circumvent this and I don't have the answers right now and how to fix it these are the things we're trying to look into this is Vicki sure though I just want to add something to that I know that you're up against some pretty insurmountable odds but I'm thinking back to when I used to be in group houses in the Hamptons back in the eighties and what they would do is one single person would release of the house and then informally sell but least to a bunch of unrelated people now the town of West Hampton close to that down despite the fact that wall of those houses were rented to a single person the rest of us were technically just guess at their house so if the town of West Hampton was able to do that we should be able to do that and I would agree with you what I'd like to find is how did they do that contact them well I'm just saying I mean I'm aware of that but somehow it needs to be how it's very well known it's very well known and to group in was have been passed in many many communities warehouses where the property values have been lower were trending low and people were were renting houses and basically turning them into squats sure and I'm very much for this but I'll just throw this out and I don't mean to be taken like a cop out.

45:06

My job is to enforce the codes in the zoning that we have not to create a new ones if the board and the village wants to do that they have the right to do that but that's not my job and I'm frankly I just don't have the time to do it.

45:19

Ok there's been a group and I just want to interact and that's what I was in for the design English recording group helping lengthen the family residence to. Be inforced by new zoning laws and I think we have to find out how that can be done to prevent any of this from happening in the future.

45:40

Because there are health issues involved as well from the importance of property values and the integrity of our village there are help to sort of. The sewage the problems and garbage problems and everything else that occurred.

45:56

You know when people don't take a proprietary interest in their home and you have just groups of people saying there were temporary people that's what happened. And I said this is haram again and I certainly agree and I with everything you just said and I would help the village in any way I can but I can't take my relief brittle been a one and doing everything you can and I as one person I'm very very thankful to have you with.

46:24

Thank you so much for all the work you've done is greatly appreciated and we understand the restrictions and to which you are working. Any more comments. Marilyn.

46:38

Marilyn can you hear me everybody. Ok so I have a friend you have everything going on or at least most things going on Ok 1st of all we're really you know we're really being duped here as far as the group comes.

46:55



There has to be someone here in the evening I mean this is not could probably happen in Forstmann because all I could see from my living room less night again the motel was completely darkened and the boys were born back and forth back and forth back and forth it's right happening right in front of our eyes I want to just tell you that on Sunday Saturday night into Sunday morning I did I called the troopers The New York state troopers and they were over here in fact I got a call from them yesterday and I left Bart has a message about that they were here circling into flashes for 2 hours they observed everything I reported the kids playing in the flagstone going in and out of rooms staying in rooms and anyway they said they sent a report over to the cold line and they were also sending in a report to the health department they observed everything that I did they're just flagrantly doing whatever they want and I'm really suffering here and the answer to me isn't just to say well pick up and move I've been to 15 years and I'm suffering over here you guys going to do something.

48:03

Then there. Is a group of really good poems right in front of it it's not hidden they're doing it out in the open and they don't care to deal with an adult here on standing on the corner of Wagner in Maine late at night directing the boys and looking out people running back and forth so I just so much.

48:22

Saying it does flagstone to do as we're speaking the walking back and forth going into rooms right in front of me going into these group homes loads and loads and loads of boys if you want to use my house for surveillance I don't care you want to use include deposition I don't care I'm very fed up I'm disgusted that I'm angry and I appreciate everything that everybody's done but but this is going to just get worse and worse and worse I'm just I don't have nothing more to say I was everything that everybody has done but we're just being screwed and stepped on life.

48:55

And I think that's really hadn't been offered by Hi this is Michael Walker. And you're part of the neighborhood I mean. I was at the laundromat and I can attest to the pretty pretty good behavior that's going on there is a group of.

49:15

20 to 30 minors and also the health care rabbis at the laundromat laughing when I asked if they could wear masks they were all surrounding me. Pretty much.

49:27

Almost accosting me they are rabbi. The older woman did nothing and is just very uncomfortable and. I know you're working on a lot of these real estate.

49:41

Causes or don't eat a lot but how can we stop the actual purchase because we know that the purchase is to see this as nothing to do with any kind of affiliation we know that the purpose is broad so how can we stop it in the beginning so we don't even have to get to the compliance fart when this is severely disrupting the neighborhood this happens here is the city that happens an hour south of here near Woodbury you could you could listen to a myriad of n.p.r. articles or New York Times.

50:12

This is this is a complete fraud using the system at hand to game a neighborhood and shake it up and it's not for the increasing of the value of the neighborhood to completely obliterate the neighborhood.

50:28

And make your own version of the world and. I mean I just moved into the neighbor but it's you know I feel misled from the real thing agent and it's it's it's pretty frightening it's very frightening I've been going on run they are actively harassing me while I'm running.

50:49

And these children are completely they're not even with elders I mean how is this even legal to have a 14 year old 2014 year old with no supervision and pretty outrageous.

51:04

Outrageous is an understatement. That's it you know it's Kerry like you want to call that lawyer have anything to say I just say that again it's a very good point this has go in force most of this has to go higher up.

51:19

And we have to find the numbers of people to call to make sure that this is being addressed maybe happening in other parts of the state but if you have cancer the cancer really is affecting you it doesn't matter how many other people have cancer this is a cancer and we have to address it and jam with you 100 percent correct Howard zipper if they have the head of New York State Health Department over no shouting over I don't know what the 2 people are who are above and barred us but is always Ron Carey Wagner does he have any legal response and Michael.

51:55

Carey records on the call can no longer. Are there any more public comments.

52:10

Thank you everyone for your input. Thank you I'm going to make a motion to we can order the vouchers like we did last month you know we'll just take turns I will arrange that so I'm going make a motion to adjourn.

52:27

Can I ask one thing if Janet. Tell me I mean. I need a motion to I want to pronounce your Ok I'm going to make a motion.

52:39

To have a 2nd genesis Larry I'll 2nd that thank you Larry. Manfred manner. I would not like i didn't happen.

53:00

Then but. Then Barabas.

53:08

Thank you. You know Janet Hi ram the issues at the tenants in the House is that the that's not anything to do with deputy sheriff lost because it's a local law what do you referring to by the issues of the tenants analysis the fact that there's multiple tenants in the house and that's against the fact that it's a single family house that's breaking the law and then.

53:39

We have to prove that they're renting them to more than one group if it's a single family house the way it is right now with our zoning and everything we have if it's a single family house and he's renting it to one person that has a group of people that are coming to the house it's in a deal wage won't touch it you know I say.

54:01

There's possible over occupancy issues but that's even hard because the truth is you could have 10 kids and their families and you can have them come to their house and spend the weekend and it is not a violation What about fire codes.

54:17

Fire code would kick in when it comes to renting them out to multiple people it's not nobody does the fire inspection on any of our houses I don't inspect any single family residential houses your house is not inspected It's when you can't remove you but you have to prove that it's rented as a multi-day unit but if that rented one person owns it and said Go here go there go there and there are mistakes you can prove.

54:50

Ok I completely understand and I agree with your frustration the problem is I don't see that we need to enforce it with what we currently have what if we asked the sheriff if he if he has any jurisdiction locally and we didn't go through the state.

55:08

Well I mean that's certainly an option I mean the village is welcome to pursue that and if the sheriff is willing to do something or has that authority then all I can say is that would be good you know the more agencies we could work together with the better this would be I don't think they're going to touch it but I'm not telling you not to talk to them.

55:32

You know either Ruben go ahead and. Have him would you talk to them I don't know where rounds I would have to talk to them but again my authority and I'm not trying to get away no problem no problem Ok I can get multi tenancy my authority in the building to Ok I have all I have.

55:58

At this time I'm just repeating it's becoming very redundant so I'm going to I'm going to make a motion to try to read into the to reopen I want to know what.

56:07

It was in that May I. Have 30 seconds less than 12. Over Europe always like the present that goes in for being. The moving in harassment to the demands of the member but now on that building I understand that there was an order.

56:28

A problem and I'm not sure what it was going to with both the down what is happened. That's in the hands of the health department they're dealing with it.

56:39

It's a permit issue so that's that's all I have and the by ability of the building is that being questioned prior building inspector not tyrant to fire one you know I know I know he gave approval for it I'm aware that.

56:57

Yeah back up this is hiring again. Very freeing to them simply using that building which happened even before I was a code enforcement officer about 3 years ago under Chris Plant and the original use of that building being condemned got overturned that building is lawfully in existence and that is done in gone so you can't go back on that and try to reuse that that building is legally in existence it's allowed to continue to be used as a rental like it is and the stores are permitted on the 1st floor and that situations always gets done they are allowed when that occurs Ok the problem that recently occurred.

57:38

The recent problem was because they weren't permitted correctly through the Department of Health to operate their deli has nothing to do with the rest of the use of the building Ok thank you for clarifying that I appreciate all.

57:54

The people you know I personally am still paying off the legal right that we try to prevent that from being. So I just wanted other people to know that that that was never settled and because it was my attorney who was in the forefront of that and I felt the responsibility that he paid I'm still paying those legal bills thank you Ok I'm at this time I'm going to make a motion to adjourn to I have a 2nd.

58:25

Larry I've got a 2nd. Favorite. Larry I.

58:43

Can already run but he thought my. Ok thank you thank you to speak to you next month thank you thank you.