

Monday, December 14, 2020 at 6:00 pm
Special Meeting via Zoom of the
Village of Fleischmanns Board of Trustees

FINAL AGENDA

Note: Speak clearly and say your name before speaking

1. Call to Order
2. Roll Call
3. Motion to approve July 20, 2020 Village Board Special Meeting Minutes
4. Motion to approve October 5, 2020 Village Board Special Meeting Minutes
5. Organizational Appointments:
 - a. Re-Appointment to Library Board John Duda Term August 21, 2020 - August 20, 2025
 - b. Village Attorney Joseph Castiglione of Sommers/Young
6. Public Health and Safety Reports
 - a. Status: Water/Sewer Dept Reports - Jim Buchan; on medical leave beginning Dec 17
 - b. Status: Fire Dept Oct and Nov Monthly Incident Reports – Larry Reilly
 - c. Fire Dept 2020-2021 New Members
7. Treasurer's Reports: Winifred Zubin
 - a. Motions to approve:
 - i. Financial Statement November 30, 2020
 - ii. Interfund borrowing authority--Water to borrow from General
 - iii. Community bank debit card authority
 - iv. Budget modifications
8. Old Business:
 - a. Fred Woller
 - i. Status: Kudos to Colin Miller for securing Mountain Athletic Club Grounds at Fleischmanns Park official listing in the National Registry of Historic Places Nov 6; NYS Registry June 2020. MAC Opening Day May 29, 2021
 - ii. Status: Park open but Bathrooms & Playgrounds remain closed till further notice health and safety risks
 - iii. Status: Thanks to Fleischmanns First the pool changing and bathrooms project is completed. Pool construction expected to restart in Spring
 - iv. Status: Ellsworth Avenue grading TBD pending TOM schedule
 - v. Status: Wagner Ave Water Main break Insurance coverage denial being reviewed through help of local resident Daniel Belzil; 12/11/2020 resubmitted with \$10,750 costs to NYMIR/Wright Insurance
 - b. Larry Reilly
 - i. Status: Mark Project Theater roof repair/replacement fundraising
 - ii. Status: DEC NOV sewer overflow remediation plan
 - c. Ben Fenton
 - i. Status: Kiosk RFP & next steps
 - d. Dan Halpren
 - i. Status: NYSERDA Green Community – 5th Initiative – Charging Station
 - ii. Status: NYS Required Pandemic Plan aka Continuation of Operations Plan (COOP)
9. New Business:
 - a. Fred Woller:
 - i. Motion to approve: 2021 Delaware County Planning Advisory Services Annual Contract for \$3500
 - ii. Village Clerk/Chief Election Officer: Election Season Calendar released for the next village elections March 16, 2021
 1. Resolution 013-2020 March 16, 2021 Election Polling Date And Place
 2. Resolution 014-2020 Appointment of Election Inspectors
 - b. Daniel Halpren:
 - i. Status: Flood Commission/Liaison to CWC:
 1. CWC: Flood Hazard Mitigation Implementation Funds available
 2. CWC: NYC 1997 MOA Land Acquisition Program; 2021 - 5-year determination period December 24, 2020 - June 21, 2021.
 - ii. Motion to approve February Workshop to discuss revisions to Village Zoning Law
10. Next Meeting: 2nd Monday, January 11, 2020 at 6:00 pm
11. Public Comment Period: Speakers are limited to one (1) minute each. Submit written comments for inclusion in minutes.
12. Motion to Audit Vouchers
13. Motion to Adjourn

14.

Topic: Regular Meeting of the Fleischmanns NY Village Board of Trustees Meeting
Time: Dec 14, 2020 06:00 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://zoom.us/j/8452545514?pwd=YlJUK0hHOFhqYjhXb1BJelpRMHNVZz09>

Meeting ID: 845 254 5514

Passcode: 12430

One tap mobile

+16465588656,,8452545514#,,,,,0#,,12430# US (New York)

+13017158592,,8452545514#,,,,,0#,,12430# US (Washington D.C)

Dial by your location

+1 646 558 8656 US (New York)

VILLAGE OF FLEISCHMANN'S BOARD OF TRUSTEES
SPECIAL MEETING MINUTES VIA ZOOM
December 14, 2020

Mayor Fred Woller called the Special Meeting via Zoom to order at 6:30 pm. Village Clerk took roll call: Fred Woller, Larry Reilly, Jennifer Barrows, Ben Fenton, and Dan Halpren were present. Trustee Village Treasurer Winifred Zubin was present. Members of the public in attendance: Anita Rubin, Yvonne Reuter, Janet Becker, and Barbara Mellon-Kolb.

Mayor Fred opened regularly scheduled meeting noting the cancellation of the November 9, 2020 monthly meeting and the change to zoom for this meeting due to increasing covid19 community spread Delaware County.

Approval of Prior Meeting Minutes:

Fred Woller made Motion to approve, Jennifer Barrows seconded, July 20, 2020 Village Board Special Meeting Minutes. All aye; motion carried.

Fred Woller made Motion to approve, Larry Reilly seconded, October 5, 2020 Village Board Special Meeting Minutes. All aye; motion carried.

Organizational Appointments:

Fred Woller announced the following organizational appointments:

| | |
|--------------------------------|---|
| Library Board member John Duda | Term Aug 21, 2020 - Aug 20, 2025 |
| Village Attorney | Sommers/Young Law Firm - Joseph Castiglione |

Public Health and Safety Reports

1. November 2020 Water/Sewer Dept Reports submitted by Jim Buchan via email.
2. October and November 2020 Fire Dept Incident Report submitted by Deputy Mayor and Fire Dept Liaison Larry Reilly:
 - a. October 2020: structure fires – 1; motor vehicle accidents – 1; medical - 2 one with LifeNet evacuation from park; carbon monoxide alarms – 2; false alarms – 1.
 - b. November 2020: brush fires – 1; motor vehicle accidents - 2 - both responses cancelled by on scene units; medical – 1; false alarms - 1
 - c. Fred Woller made Motion; seconded by Ben Fenton to approve Fire Dept 2020-2021 New Members: Valentine Ostarkhov FFD Voted in 9/8/2020; Marlana Whitbeck and Monique Murphy FFD Voted in 10/13/2020; Neal Kostovestvsky FFD Voted in 11/10/2020. All aye motion carried.

Treasurer's Reports: Winifred Zubin

Motion to approve Financial Statement dated November 30, 2020 made by Fred Woller; seconded by Ben Fenton. All aye; motion carried.

Motion to approve \$10,000 Interfund borrowing authority--Water to borrow from General due to delays in water fund collections, lighting strike of water main, and \$53K Serial Bond made by Fred Woller; seconded by Dan Halpren. All aye; motion carried.

Motion to approve Community bank debit card authority to enable payment of small bills made by Fred Woller; seconded by Ben Fenton. All aye; motion carried.

Motion to approve Budget modifications in the case of realignment of line items made by Fred Woller; seconded by Ben Fenton. All aye; motion carried.

Old Business:

Fred Woller:

Though Park is open Bathrooms & Playgrounds remain closed till further notice due to health and safety risks.

Fleischmann's First pool house rehab is complete. Ellsworth Avenue grading is still pending Town of Middletown schedule.

Thanks to Fleischmann's First the pool changing and bathrooms project is completed. Pool construction expected to restart in Spring.

Kudos to Colin Miller for securing Mountain Athletic Club Grounds at Fleischmann's Park official listing in the National Registry of Historic Places Nov 6; NYS Registry June 2020. MAC Opening Day May 29, 2021.

Wagner Ave Water Main break Insurance coverage denial being reviewed through help of local resident Daniel Belzil; 12/11/2020 resubmitted with \$10,750 costs to NYMIR/Wright Insurance

Larry Reilly

Mark Project Theater roof repair/replacement fundraising noted \$20,000 application approved by O'Connor Foundation. Remediation Plans in process; waiting on response from DEC regarding the Notice of Violation (NOV).

Ben Fenton

Kiosk RFP & next steps: Grant funds deadline extended to June 1, 2021 due to pandemic.

Dan Halpren

Gathering information on a Charging Station, a 5th Initiative within NYSERDA Green Community.

New Business:

Motion to approve made by Fred Woller; seconded by Larry Reilly, the 2021 Delaware County Planning Advisory Services Annual Contract for \$3500. All aye; motion carried.

Village Clerk/Chief Election Officer:

Election Season Calendar available for the next village elections March 16, 2021

Motion to dispense with the readings made by Fred Woller; seconded by Ben Fenton of Resolution 013-2020 and resolution 014-2020 as trustees have received both electronically. All aye; motion carried.

Motion to adopt made by: Fred Woller; Seconded By: Trustee Ben Fenton, Resolution 013-2020 March 16, 2021 Election Polling Date And Place. All aye; resolution adopted.

Motion to adopt made by: Fred Woller; Seconded By: Trustee Dan Halpren, Resolution 014-2020 Appointment of Election Inspectors. All aye; resolution adopted.

Daniel Halpren as Flood Commission/Liaison to CWC:

CWC: Flood Hazard Mitigation Implementation Funds available to municipality and residents

CWC: NYC 1997 MOA Land Acquisition Program; 2021 - 5-year determination period December 24, 2020 - June 21, 2021.

Motion to approve made by Fred Woller; seconded by Dan Halpren to set a Wednesday, February 3, 2021 Workshop to discuss revisions to Village Zoning Law. All aye; motion carried.

Public Comment Period: Speakers limited to one (1) minute each.

Anita Rubin, Janet Becker, and Yvonne Reuter all expressed support for summer police enforcement.

The following written communication received.

From: marilyn ringel <marjoyrin123@yahoo.com>
Sent: Monday, December 14, 2020 4:06 PM
To: Village Of Fleischmanns <village39@catskill.net>
Subject: Letter for board meeting

To Mayor Woller and board members

1) "Monster size" trucks coming down Main St which I believe are coming down from Halcott
A huge truck was sitting on the Main St bridge
The truck was sitting there for a while
I was concerned that the truck would not be able to turn on curve near Beberts
There have been a number of very large trucks on Main St
If they are coming down from Lake St they turn (R) onto Main
I am concerned about traffic problems especially in the summer
I don't know if this involves the DOT or not
I don't think Main St can be a safe conduit for these ultra large trucks

There are more and more of these trucks
Basically trying to prevent an accident from happening or an oversized vehicle getting stuck on the road

Thank you to all of you for your efforts and work

Marilyn Ringel
[Sent from Yahoo Mail on Android](#)

Next Meetings: Regular Monthly meeting 2nd Monday, January 11, 2021 at 6:00 pm, Special Meeting February 3, 2021 at 3:00 pm.

Vouchers:

Motion to Audit OFFERED BY: Mayor Fred Woller; Seconded by: Trustee Jennifer Barrow. All aye; motion carried.

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 aye, 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 November 2020 vouchers paid:

| | | |
|---------------------|--------------------|------------------------|
| General Fund | \$23,551.92 | Vouchers 73-103 |
| Sewer Fund | \$32,766.26 | Vouchers 64-77 |
| Water Fund | \$5,605.87 | Vouchers 41-50 |
| TOTALS | \$61,924.05 | |

THEREFORE, BE IT RESOLVED that the Village Board authorizes the following December 2020 vouchers paid:

| | | |
|---------------------|---------------------|-------------------------|
| General Fund | \$93,835.04 | Vouchers 104-132 |
| Sewer Fund | \$50,847.08 | Vouchers 78-95 |
| Water Fund | \$63,269.51 | Vouchers 51-59 |
| TOTALS | \$207,951.63 | |

Adjourn

Motion made by Fred Woller to adjourn, seconded by Ben Fenton. All aye; motion carried. Meeting adjourned at 6:35 pm.

Zoom recording link:

https://zoom.us/rec/share/SUdaBIKBmOZ5TZOLTa0_bldXOb0ozFEzQYAO_8CJ3LCuY-Vqwn3sYLd0kv-TeMBA.IPQ7zeB5KUYZHLj4?startTime=1607986959000

Dated: December 14, 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 December 14, 2020 and the whole thereof.



, Village Clerk.

Village of Fleischmanns Tuesday March 16, 2021 General Election

Election Season Calendar

Notes:

- 5% = 9 registered voters needed to sign independent nominating petition. (8.9 of 179 registered voters at last election held on Sept 15, 2020.
- A signature made earlier than six weeks prior to the last day to file independent petitions shall not be counted i.e, No Earlier than Tuesday, December 29, 2020; last day for submission February 9, 2021

| | | | |
|-----------|------------|------|--|
| Monday | Nov 16 | 2020 | Last day to publish notice designating offices and terms to be filled (runs in Friday Nov 13 Mountain Eagle/official newspaper) |
| Monday | Nov 16 | 2020 | First day absentee ballot applications may be accepted (4 months prior to election) |
| Tuesday | Dec 29 | 2020 | First day individuals may sign independent nominating petitions. |
| Friday | January 1 | 2020 | First day to file a petition to cause a permissive referendum to appear on the village March 16 election ballot. |
| Friday | January 15 | 2021 | Last day for board of Trustees to adopt resolution designating Tuesday March 16, 2021 village election day, election identify polling place and hours. Must be adopted at least 60 days prior to election. |
| Tuesday | Feb 2 | 2021 | First day to file an independent nominating petition. (Not earlier than 42 days before the Village Election) |
| Thursday | Feb 4 | 2021 | Last day for board of trustees to appoint election inspectors. Must be adopted at least 40 days prior to election. |
| Tuesday | Feb 9 | 2021 | Last day to file an independent nominating petition. (Not earlier than 35 days before the Village Election) |
| Tuesday | Feb 16 | 2021 | Last day to file campaign receipts and expenditures form |
| Monday | Feb 22 | 2021 | Draft of Ballot ready for candidate review |
| Monday | March 1 | 2021 | Last day to file a petition to cause a permissive referendum or board of trustees pass a local law or resolution subject to a mandatory or permissive referendum to appear on the village's March 16 general election ballot |
| Friday | March 5 | 2021 | Last day individuals may register with the county to be eligible to vote in Village Election. (at least 10 days prior) |
| Saturday | March 6 | 2021 | Last day for village clerk to publish election notice: place, hours, names and address of candidates, offices and terms, and abstract of propositions. (Submitted to official paper on Tue March 2 for Friday, March 5 newspaper.) |
| Tuesday | March 9 | 2021 | Last day for county to provide eligible voters list to village |
| Tuesday | March 9 | 2021 | Last day to receive absentee ballot applications for mailing of ballots |
| Wednesday | March 10 | 2020 | Last day for village clerk to mail absentee ballots to voters. |
| Sunday | March 14 | 2021 | Sample ballot made available for public inspection |
| Monday | March 15 | 2021 | Last day for in-person absentee ballot applications (ballot must be received in village office no later than 9 pm on election day). |
| Tuesday | March 16 | 2021 | Election Day – Noon – 9 pm |
| Thursday | March 18 | 2021 | Last day a recanvass of the vote can be requested. |

RESOLUTION NO. 013-2020

VILLAGE OF FLEISCHMANN'S BOARD OF TRUSTEES ELECTION POLLING DATE AND PLACE

Motion By: Mayor Fred Woller; Seconded By: Trustee Ben Fenton

At the Special Village Board meeting of the Board of Trustees of the Village of Fleischmanns, New York, held via Zoom, on December 14, 2020; and

WHEREAS, the Board of Trustees of the Village of Fleischmanns according to Election Law Sec. 15-104(1)(b) and 15-104(3)(b) must designate by resolution the date of the General Village Election when normally scheduled to be held on the third Tuesday of March; and

WHEREAS, the Board of Trustees of the Village of Fleischmanns according to Election Law Sec. 15-104(3) must designate by resolution the polling place in each district and the hours the polls will be open,

NOW THEREFORE, BE IT RESOLVED, that the Village Board of Trustees designates the Skene Memorial Library, 1017 Main Street, Fleischmanns, New York 12430 as the official polling place in District 1 for voting in the Village of Fleischmanns Board of Trustees General Election on Tuesday, March 16, 2021 and designates that the polls be open the hours from 12:00 noon until 9:00 p.m.

WHEREUPON, the Resolution was put to a vote, recorded as follows:

| | |
|---------------------------|-----|
| Fred Woller, Mayor | AYE |
| Larry Reilly, Trustee | AYE |
| Jennifer Barrows, Trustee | AYE |
| Ben Fenton, Trustee | AYE |
| Dan Halpren, Trustee | AYE |

Passed by the following vote of all Village of Fleischmanns Members voting in favor/opposed thereof: Affirmative Village of Fleischmanns Board Members: Affirmative: 5; Negative: 0; Abstain: 0

This resolution was adopted.

Dated: December 14, 2020 -----
Stacie E. Skelley, Village Clerk, Village of Fleischmanns
State of New York)) ss: County of Delaware)

I, Stacie E. Skelley, 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 14, 2020 and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended or revoked and is in full force and effect.



, Village Clerk

RESOLUTION NO. 014-2020

**VILLAGE OF FLEISCHMANN'S BOARD OF TRUSTEES GENERAL ELECTION
APPOINTMENT OF ELECTION INSPECTORS**

Motion By: Mayor Fred Woller; Seconded By: Trustee Dan Halpren

At the Special Village Board meeting of the Board of Trustees of the Village of Fleischmanns, New York, held via Zoom, on December 14, 2020; and

WHEREAS, the Board of Trustees of the Village of Fleischmanns according to Election Law Sec. 15-116(1) designated by Resolution No. 013-2020 the date of the General Village Election shall be held March 16, 2021; and

WHEREAS, the Village of Fleischmanns will be holding a General Election for the Mayor and two seats on the Village Board of Trustees on March 16, 2021; and

WHEREAS, Election Law Sec. 15-116(1) states the Village Board of Trustees shall adopt a resolution appointing Election Inspectors; and

WHEREAS, the Village Board must appoint Inspectors to be present and work on the Village General Election, on Tuesday, March 16, 2020; and

WHEREAS, the Village Board must set the salary of the Village Inspectors;

NOW THEREFORE, BE IT RESOLVED, that the Village Board of Trustees appoints Jane Miller as Election Inspector and Chair of the Village General Election, and one other Election Inspector selected from the Delaware County Board of Elections trained Elections Inspector List, and if unable to assume their duties, Alternative Election Inspectors to be selected by the Village Clerk from the Delaware County Board of Elections trained Elections Inspector List who shall assume the office of Inspector upon the inability or refusal of either Inspector to assume or perform their duties and sets their salary at \$10.00 an hour.

WHEREUPON, the Resolution was put to a vote, recorded as follows:

| | |
|---------------------------|-----|
| Fred Woller, Mayor | AYE |
| Larry Reilly, Trustee | AYE |
| Jennifer Barrows, Trustee | AYE |
| Ben Fenton, Trustee | AYE |
| Dan Halpren, Trustee | AYE |

Passed by the following vote of all Village of Fleischmanns Members voting in favor/opposed thereof: Affirmative Village of Fleischmanns Board Members: Affirmative: 5; Negative: 0; Abstain: 0

This resolution was adopted.

Dated: December 14, 2020 -----
Stacie E. Skelley, Village Clerk, Village of Fleischmanns
State of New York)) ss: County of Delaware)

I, Stacie E. Skelley, 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 14, 2020 and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended or revoked and is in full force and effect.



, Village Clerk