

Monday November 8, 2021 at 6:00 pm
Public Hearing re: Amendment of Village Law 003 -
CEO as Flood Plain Administrator
Village of Fleischmanns Board of Trustees
Skene Library

Public Hearing re Amendment of Village Law 003 -
CEO as Flood Plain Administrator

Agenda:

- I. Amend/Replace Village Law 003 - CEO as Flood Plain Administrator
- II. Public comments
- III. Motion to Adjourn

Village Public Hearing Minutes November 8, 2021

Mayor Zubin opened the public hearing at 6:00pm followed by the pledge of Allegiance.

Attendance for both public hearings and board meeting, roll call, trustees Barrows, Halpren, Cohen and Village Clerk present. Attending in Person: Jon Frank, Gloria Zola-Mulloy, Anita Rubin, and Roy Todd, Barbara Kolb & Justin Kolb, John Blish. Attending via Zoom: Michael Martin, Larry Reilly, Ben Fenton, Demetra NY, Yehuda Israel, Peter Platis

The Mayor announced: The Adoption of Village Law 003 - CEO as Flood Plain Administrator. Since the Village is no longer under contract with the Town of Middletown for a code enforcement officer which required a law to be enacted stating that the Code Enforcement Officer of Middletown be required to be the Flood Plain Administrator for the village of Fleischmanns. Since we no longer have a contract with the town of Middletown, we need to change the law to allow Fleischmanns CEO to be The Flood Plain Administrator.

Public Comments:

Anita Rubin asked What is the purpose of having a Floodplain Administrator

Motion to close Public hearing made by Halpren, seconded by Barrows. All in Favor.

Public Hearing closed at 6:09pm.

**Monthly Regular Meeting of the
Village of Fleischmanns Board of Trustees
Monday November 08, 2021 at 6:00 pm
Public Hearing to be followed by
Monthly Regular Meeting of the
Village of Fleischmanns Board of Trustees
Skene Library**

DRAFT AGENDA – IN PERSON MEETING

- i. Call to Order
- ii. Roll Call
- iii. Public Hearing - CEO as Flood Plain Administrator
- iv. Approve prior Minutes:
 - 1. October 12, 2021 Trustee Meeting Minutes
- v. Announcements: John Hoeko , Lake Switzerland- Fish Ladder
- vi. Reports: Financial, WWTP/WATER and CEO Reports
- vii. Old Business:
 - 1. Zoning Review Committee Update
 - 2. Winter Recreation Update
- viii. New Business:
 - 1. John Blish Request to install a well at 854 Main Street
 - 2. Adoption of Village Law 003 - CEO as Flood Plain Administrator
 - 3. Budget Modifications #1 2022
 - 4. Resolution for an Interfund transfer to Water Fund from General Fund.
 - 5. Restaurant proposal for Maxbilt Theater
 - 6. Resolution to amend Employee Benefit policy to include dental
- ix. Any other issues to come before the Board
- x. Public Comments
- xi. Next Meeting: Regular monthly meeting December 14, 2021 at 6:00 pm
- xii. Motion to Audit Vouchers
- xiii. Motion to Adjourn

Topic: Fleischmanns Board of Trustees regularly scheduled meeting
Time: November 08, 2021 6:00 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://zoom.us/j/8452545514?pwd=YlJlUk0hHOFhQYjhXb1BJelpRMHNVZz09>

Meeting ID: 845 254 5514

Passcode: 12430

One tap mobile

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

Dial by your location +1 646 558 8656 US (New York)

**Monthly Regular Meeting of the
Village of Fleischmanns Board of Trustees**

Monday November 08, 2021 at 6:00 pm
Skene Library

Mayor Zubin opened the regular board hearing at 6:09 pm Attendance for both public hearings and board meeting, roll call, trustees Barrows, Halpren, Cohen and Village Clerk present.

Attending in Person: Jon Frank, Gloria Zola-Mulloy, Anita Rubin, and Roy Todd, Barbara Kolb & Justin Kolb, John Blish.

Attending via Zoom: Michael Martin, Larry Reilly, Ben Fenton, Demetra NY, Yehuda Israel, Peter Platis

1. Announcement: John Hoeko, has been very active in promoting a fish ladder at the former Lake Switzerland Dam and is working with Trout Unlimited and other parties to accomplish this. It is a great accomplishment as it is helping to create resources in the Village of Fleischmanns.
2. Motion to approve October 12, 2021 Trustee Meeting Minutes by Jennifer Barrows, seconded by, All in favor.
3. Reports: Financial Report October 31, 2021, Water/WWTP, Code Enforcement Motion to accept by Cohen, seconded by Barrows. All in favor.

Old Business:

4. Zoning Review Committee Update - Mayor announced five people picked for the zoning board: Rob Allison, Elizabeth Hughes, Vicky Szerko, Yehuda Israel, and Francia Miles. Two positions remain to be filled.
Motion to accept appointments Halpren, Barrows seconded. All in favor.

New Business:

5. John Blish Request to install a well at 854 Main Street, on the corner of Bridge and Main Street because of the challenges he has faced providing adequate water service to his building. He has asked the Village to provide a variance that would allow him to install the well. John claims the pipe wasn't buried deep enough and is causing the water to freeze. John said that Jim Buchan, Village Water Plant Operator, recommended John dig up and replace the line from his property to the water main at a cost of \$10,000. He went on to assert that having a well would be beneficial to the village because if there was a water main break, he would still have water and could help the village, it could supply the village with 30 gallons of water per minute.

The Mayor reported that the Village WellHead Protection Law of 2009 prohibited the drilling of private wells in the village and that is why Blish is requesting a variance

The Mayor then asked the Board for their input regarding the variance request and Dan Halpren said that it would set a precedence for any villager to put a well on their property, so he didn't like the idea.

The Mayor reported that the Village Water Law establishes that the line from the water main to the property curb box is the responsibility of the property owner.

Anita Rubin asked to speak and said that her neighbor, Deb Matheisen, received a variance for a well and a variance was made for a mikvah. It was subsequently determined that the Matheison property was outside the water district and no variance was needed or issued, and the Mikva variance was issued for religious reasons based on legal findings
The request for a variance was tabled.

6. Motion to accept Code Enforcement Officer as Floodplain Administrator made by Cohen, Seconded by Halpren. All were in favor.
7. Budget Modifications #1 2022 for the Lake Street flood mitigation project, use of American Rescue Program Act for infrastructure projects, repair of Skene Library building, restructuring of staff positions, the completion of the pool, Hiring of the Code Enforcement Officer, and the Completion of the Kiosk. Motion to Accept modifications made by Barrows, Seconded by Cohen. All in Favor.
8. Resolution for an Interfund transfer to Water Fund from General Fund. Motion to transfer and use funds to pay annual serial bond obligation by Halpren, seconded by Barrows. All in Favor.
9. The proposal for a Restaurant for the western storefront of the Maxbilt Theater was discussed. To prepare the space for rent the Mayor proposed installing a bathroom, replacing the flooring, fixing the electrical service, walls and ceiling for an amount up to \$10,000. The prospective tenant is willing to pay a portion of these costs and fully pay for the restaurant buildout.

The Mayor is asking for authority to proceed with a lease and to prepare the space.

Motion to authorize up to \$10,000 to prepare the Maxbilt storefront for rental by Halpren, seconded by Cohen, All Ayes.

Jon Frank asked if the terms and conditions of the lease were finalized. The Mayor said No.

Anita Rubin asked why only a one year lease, Roy Todd asked if the Village Countered with an offer of a three year lease.

10. Resolution to amend Employee Benefit policy to include dental for which employees will pay for.

Public Comments:

The next regular meeting will be held on December 2, 2021 at 6:00 pm

Vouchers:

Motion to Audit OFFERED BY: Barrows, Seconded by: Trustee Halpren. All in favor.

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 November vouchers paid:

General Fund	\$100,874.24	Vouchers 125-155
Sewer Fund	\$ 31,538.74	Vouchers 77-88
Water Fund	\$5,931.09	Vouchers 36-42
TOTALS	\$138,344.07	

Dated: October 12, 2021
Diane Rossman, Village Clerk, Village of Fleischmanns
State of New York)) ss: County of Delaware)

I, Diane Rossman, 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 October 12, 2021 and the whole thereof.
_____, Village Clerk.

Motion to Adjourn by Halpern, seconded by Barrows
Meeting adjourned at 7:35 pm.

RESOLUTION NO. 010-2021

EMPLOYEE DENTAL INSURANCE COVERAGE

Motion By: Barrows; Seconded By: Halpren

At the regular meeting of the Board of Trustees of the Village of Fleischmanns, New York, held at the Skene Memorial Library, on November 8; and

WHEREAS, employees of the Village of Fleischmanns have requested dental insurance as an employee benefit not previously offered

And

WHEREAS, The Village Board of wishes to provide dental coverage to full time and part time employees on a voluntary basis with premiums to be paid fully by the employee

And

NOW THEREFORE, BE IT RESOLVED, that the Village of Fleischmanns Board of Trustees adopts dental coverage as offered by our existing health insurance carrier Excellus, and successor carriers, and amends the Employee Handbook to reflect this additional employee benefit.

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

Passed/Failed by the following vote of all Village of Fleischmanns Trustees: Affirmative: #4; Negative: #; Abstain: #

The vote on the foregoing resolution was as follows:

Winifred Zubin, Mayor	AYE/NAY
Dan Halpren, Trustee	AYE/NAY
Jennifer Barrows, Trustee	AYE/NAY
Sam Gil, Trustee	AYE/NAY
Stewart Cohen, Trustee	AYE/NAY

This resolution **was**/was not adopted.

Dated: November 8, 2021 _____
Diane Rossman, Village Clerk, Village of Fleischmanns
State of New York) ss: County of Delaware)

I, , Diane Rossman, 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 November 8, 2021 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

Note on implementation: Premiums will be deducted from the regular payroll of the employee. An employee may enroll when they are eligible for group health insurance coverage or on January 1 of any given year. Participation in the health insurance plan is not necessary to participate in the dental rider.