

VILLAGE OF SHERMAN

AGENDA FOR THE MEETING OF THE MUNICIPAL ZONING BOARD, AND REGULAR MEETING OF THE BOARD Wednesday, August 12, 2026 at 6:00pm

RES 2026-08-12.1: MINUTES

Motion to accept the previous minutes of the Regular Meeting of the Village Board of Trustees held Wednesday, July 15, 2026, and the Special Meeting held on Wednesday, July 22, 2026, at 5:30am (in the morning) to confirm members of the Sherman Fire Department and ratify its Line Officers.

MUNICIPAL ZONING BOARD MEETING

The mayor met with the NYS DOS Oversight Unit on Monday, July 20, 2026 to review the two complaints submitted by the Piszczek's for Code Enforcement Officer Jeff Messenger and the Village of Sherman regarding the 143 E Main St garage building permit. This meeting was prompted (much earlier than anticipated) by the Village submitting the FOIL request for the documents CPLT-2026-01058 & CPLT-2026-01059, as the copies provided appear to be incomplete. The NYS DOS Oversight Unit submitted a Request for Records and the Village responded with the information August 10, 2026. No further information can be shared publicly as they conduct their confidential investigation.

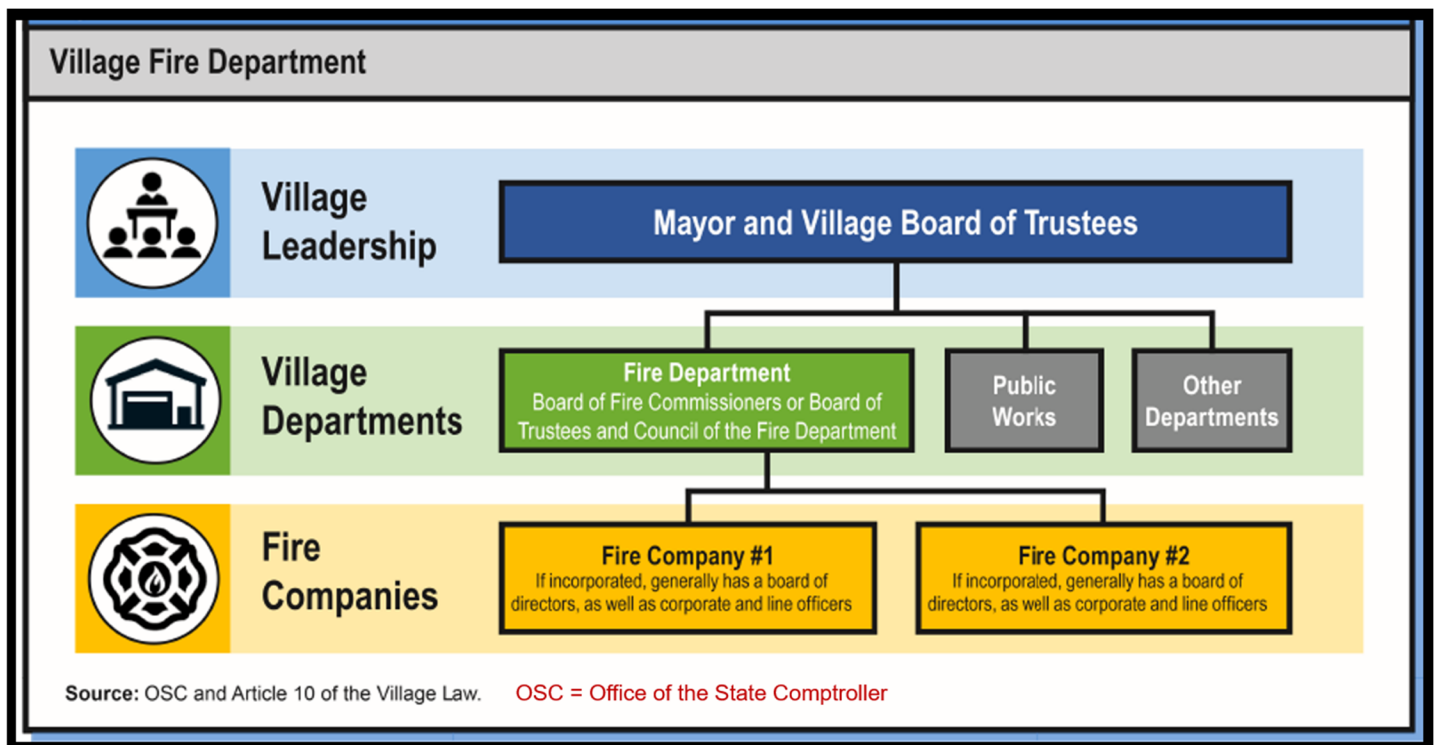
REGULAR BOARD MEETING:

DEPARTMENTAL REPORTS FROM DPW DIRECTOR

Streets, Water, and Sewer Departments

FIRE DEPARTMENT REPORT

AND SUPPORTING FIRE COMPANY, THE STANLEY HOSE COMPANY, INC.



CAPITAL PROJECT UPDATES
COMMITTEE REPORTS
MAYOR
PUBLIC PARTICIPATION
FINANCIAL REPORTS FROM CLERK-TREASURER

RES 2026-08-12.2: VOUCHER #3 2027

Motion to accept Voucher #3 for \$_____ for July 2026.

OLD BUSINESS:

RES 2026-07-22.5: SHC ANNUAL FUNDRAISING ACTIVITIES (GML ART. 10 § 204-a)

Motion to approve the Annual Fundraising Activities and Events organized and held by The Stanley Hose Company, Inc.

Details Attached: Annual Fund Drive Mailing, Annual 300 Club Raffle, Annual Sportsman's Raffle.

Moved by Trustee Emory Seconded by Trustee Sanders

Ayes: 5 Nays: 0 Carried

RES 2026-08-12.3 AMEND RES 2026-07-22.5 SHC ANNUAL FUNDRAISING

Motion to amend the previous motion RES 2026-07-22.5 approving the SHC Annual Fundraising activities to read as follows:

SHC ANNUAL FUNDRAISING (NFC §1402-e(4), GML §204-a(8)(a))

Whereas, Not-For-Profit Corporation Law Section 1402 Fire Corporations subsection (e) Powers, paragraph (4) states: “Any fire company under this section or subject to the provision thereof shall have power to engage in fund raising activities pursuant to section two hundred four-a of the general municipal law; and

Whereas, General Municipal Law Section 204-a Raising Funds for Fire Company Purposes subsection (8) Fund Raising Activities paragraph (a) states: “Before engaging in a fund raising activity the fire company shall cause the governing board of the political subdivision to be notified in writing that it proposes to conduct such activity. Any such notice shall contain a general description of the method which will be used to raise funds and shall specify the time or times when, the place or places where, and the period or periods during which the activity will be conducted and shall set forth the names of the firefighters who will serve on each of the committees or subcommittees in connection with the activity. Any such notice shall be filed with the clerk of such board.”; and

Whereas, fundraising activities are covered pursuant to Volunteer Firefighters Benefits Law Section 5 Coverage subsection (m) regarding fund raising activities making reference to “Fund raising activity” as defined in Section 3 Definitions subsection (15) stating: “a method of raising funds to effectuate the lawful purposes of a fire corporation... Such fund raising activity must comply with all requirements of section two hundred four-a of the general municipal law.”; and

Whereas, Stanley Hose Company provided notification of three annual fundraisers received by the Village Clerk on July 16th, 2026.

Now, therefore, the Village Board of Trustees herein accepts the **notification** of the Annual Fundraising Activities and Events organized and held by The Stanley Hose Company, Inc., wherein the Village Board of Trustees **has no objection.**

Notification was filed with the Village Clerk on July 16, 2026; had the Village Board of Trustees not taken any action within 30 days, it would be deemed approved. GML §204-a(8)(a)

NEW BUSINESS:

RES 2026-08-12.4: NYS DOT PERM 1 UNDERTAKING WORK IN RIGHT-OF-WAY

PERM 1 (2/12)



UNDERTAKING

For the benefit of

The New York State Department of Transportation

In connection with work affecting state highways

(For use by New York municipalities and federal agencies)

WHEREAS, the undersigned Village of Sherman (Municipality, hereinafter referred to as "Permittee") from time to time receives permits from the New York State Department of Transportation (hereinafter referred to as the "NYSDOT") and otherwise conducts activities and operations upon highways and/or within right-of-way controlled by the State of New York for such purposes as the obstruction, installation, construction, maintenance and/or operation of facilities; and

WHEREAS, Permittee's access and operation upon state right-of-way is conditioned upon compliance with Highway Law Sections 52, 103, 203 and/or 234, including the conditions that Permittee assume all responsibility for (a) the temporary control of all modes of traffic (including motorized and non-motorized travel) affected by Permittee's operations, (b) complete restoration of state facilities to their condition prior to permitted use or activity, and (c) all claims, damages, losses and expenses,

NOW, THEREFORE, in relation to all operations and/or actions undertaken within state right-of-way, Permittee hereby agrees to the following terms and conditions:

1. Permit Applications. Excepting only activities undertaken to protect public safety because of emergency conditions or incidents, Permittee shall provide timely written notice to NYSDOT of operations or activities affecting state right-of-way. Under normal circumstances, a minimum of five business days notice shall be provided. Notification of emergency activities shall be provided to NYSDOT as soon as practicable after the activity. The Permittee shall apply for project-specific permits for activities not allowed under any existing annual permit. Such application shall identify proposed project locations, desired dates/hours, proposed work/activities, traffic control, and site restoration

2. Applicable Rules, Regulations & Conditions. Permittee shall comply with all of the laws, rules and regulations applicable to construction, maintenance activities and operations and shall further comply with such terms and conditions that may be imposed by NYSDOT in connection with permitted activity or operations. Temporary Traffic Control, highway safety appurtenances, and restoration of state facilities shall be completed in accordance with NYSDOT regulations and standards.

3. Site Restoration. Permittee shall, at its own expense, promptly complete the work allowed under each permit and, within a reasonable time, restore State property damaged by its work/activities to substantially the same or equivalent condition as existed before such work was begun as determined by the Commissioner or his/her designee. In the event that the

Permittee fails to so restore damaged State property within what the Commissioner deems to be a reasonable time, the Commissioner, after giving written notice to the Permittee, may restore the property to substantially the same or equivalent condition as existed before the Permittee's work/activities, in which case, Permittee agrees to reimburse the reasonable expenses in connection therewith.

4. Payment & Release of Liens. Permittee shall be responsible for the payment of all costs and materials relating to its work in the public right-of-way, and agrees to defend and save harmless NYSDOT against any and all lien claims made by persons supplying services or materials to Permittee in connection with Permittee's work.

5. Indemnity. In addition to the protection afforded to NYSDOT under any available insurance, NYSDOT shall not be liable for any damage or injury to the Permittee, its agents, employees, or to any other person, or to any property, occurring on the site or in any way associated with Permittee's activities or operations, whether undertaken by Permittee's own forces or by contractors or other agents working on Permittee's behalf. To the fullest extent permitted by law, the Permittee agrees to defend, indemnify and hold harmless the State of New York, NYSDOT, and their agents from and against all claims, damages, losses and expenses, including but not limited to, claims for personal injuries, property damage, wrongful death, and/or environmental claims and attorney fees arising out of any such claim, that are in any way associated with the Permittee's, activities or operations under any and all permits issued using this Undertaking.

FURTHERMORE, Permittee hereby warrants that the obligations of this Undertaking are backed by the full faith and credit of Permittee. Permittee may insure or bond any of the obligations set forth herein, or may rely upon self-insurance, budgeted funds, or funds for general operations.

This Undertaking shall be applicable to all permitted activities and operations undertaken after the date of execution and work initiated while this Undertaking is in effect. This Undertaking may be revoked by the Permittee or rejected by NYSDOT upon thirty days written notice but will continue to apply to all permitted activities/operations that were permitted by virtue of this Undertaking. Unless terminated for the purpose of future activities/operations, this Undertaking shall have a term of twenty (20) years and shall be kept on file to facilitate the issuance of future permits to which it will apply.

BE IT FURTHER RESOLVED, that the Board of Trustees of the Village of Sherman agrees to the terms of this Undertaking, and herein authorizes the mayor to execute this Permit 1 for the purposes of conducting activities and operations upon highways and/or within right-of-way controlled by the State of New York accordingly.

RES 2026-08-12.5: SHC ACCOUNTING WAGE

Motion to approve the hourly wage of \$25.00 for hours worked accounting for Stanley Hose Company activity for fiscal periods prior to and through 5/31/2026; for worked performed by Joel Fisher through March 31, 2027.

Executive Session

Adjourn

Next Meeting: Regular Meeting Wednesday, September 9, 2026, at 6pm.