

Village of Ellenville
Village Board Meeting
Monday, January 11, 2010

Meeting called to order at with the Pledge of Allegiance by
Mayor Kaplan at 7:00 p.m.

ROLL CALL	Mayor Jeffrey Kaplan	Present
	Deputy Mayor Raymond Younger	Present
	Trustee Efrain Lopez	Present
	Trustee Francisco Oliveras	Present
	Trustee Patricia Steinhoff	Present

ALSO PRESENT

Mary Sheeley, Village Manager
Peter Berger, Village Attorney
Philip Mattracion, Police Chief
Noreen Dechon, Village Clerk
Linda Polkoski, Village Treasurer
Brian Schug, Code Enforcement Officer

PRESENTATION

Mayor Kaplan and board members presented a Certificate of
Recognition to Marcus and Jamie Guiliano, Aroma Thyme Bistro,
to thank them for the last seven years of their annual donation of
Christmas meals to members of the community.

POLICE DEPARTMENT

**RESOLUTION ACCEPTING
RESIGNATION OF BRANDON
STRAUB
#011110-1**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to accept
the resignation of Brandon Straub, part time dispatcher, effective
December 31, 2009 with regret.
All in favor - Aye - motion carried

**RESOLUTION AUTHORIZING
PURCHASE OF THREE
BULLET PROOF VESTS
#011110-2**

Resolution by Trustee Oliveras, seconded by Deputy Mayor
Younger authorizing the purchase of 3 bullet proof vests and 1
replacement vest from Protective Products in the amount of

\$3064.72 for the Police Department. This purchase is reimbursable under a grant.
All in favor - Aye - motion carried

**RESOLUTION AUTHORIZING
PAYMENT OF A RECORDS
MANAGEMENT SYSTEM
#011110-3**

Resolution by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the payment of a Records Management System in the amount of \$7,500 to J2 Software Solutions for the Police Department. This purchase is reimbursable under a grant called Operation Impact.
All in favor - Aye - motion carried

Chief Mattracion commented on the parking violations and the violators not paying their fines. Discussion took place about the “scofflaw law”, placing a “parking boot” or towing of cars that have outstanding violations. Mayor Kaplan requested Attorney Berger to look into this matter to give the Village different options to explore.

Also discussed was declaring Maiden Lane as a “Snow Emergency Lane” and it was requested that the Chief speak to Juan Caba, Street Department Foreman and George Budd, Fire Chief.

Further discussion took place about the permits needed to park in three of the municipal lots during the winter months.

**APPROVAL OF
MINUTES
#011110-4**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to approve the minutes of December 14, 18, 2009 and January 5, 2010 as presented.
All in favor - Aye - motion carried

**PETITIONERS &
CORRESPONDENCE**

Five residents or their representative were before the board tonight to discuss the Village’s charge to remove snow from their property after the storm of December 10, 2009 and presented their individual circumstances.

**MOTION TO
CONFIRM ASSESSMENT
AND ADMINISTRATIVE
FEES
#011110-5**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to confirm the amount of assessments and administrative fees for the accounts with the exception of the five properties that appeared tonight.

All in favor - Aye - motion carried

**MOTION TO
WAIVE ADMINISTRATIVE
FEES FOR 14 PARK ST
#011110-6**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to waive the charge incurred along with the administrative fee for Wayne Biasi, 14 Park Street since it was shoveled but not wide enough.

All in favor - Aye - motion carried

**MOTION TO
SUSTAIN CHARGE
AT 5 LINCOLN ST
#011110-7**

Motion by Trustee Oliveras, seconded by Trustee Steinhoff, to sustain as billed for Herbert Moss, 5 Lincoln Street since it was not shoveled but will be done in the future.

All in favor - Aye - motion carried

**MOTION TO
WAIVE ADMINISTRATIVE
FEE FOR 21 CANAL ST
#011110-8**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to waive the administration fee for the Praise Dominion Church, 21 Canal Street since the Church had hired a contractor and there was a miscommunication on their part.

All in favor - Aye - motion carried

**MOTION TO
WAIVE ADMINISTRATIVE
FEE FOR 158 S MAIN ST
#011110-9**

Motion by Trustee Lopez, seconded by Trustee Steinhoff to waive the administrative fee for Robert Scialpi, 158 S. Main Street. Mr. Scialpi did not due Main Street since he injured his back after completing Market Street.

All in favor - Aye - motion carried

**MOTION TO
WAIVE ALL FEES
FOR 19 HILLCREST AVE
#011110-10**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to waive the total fee for Angel Velez, 19 Hillcrest Avenue due to an issue they have with the Village's storm drain.
All in favor – Aye – motion carried.

**MOTION TO
RESERVE THE
RIGHTS OF 24 HILLCREST
#011110-10**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to reserve the rights of 24 Hillcrest to be heard next meeting.
All in favor - Aye - motion carried

PUBLIC HEARING

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to open a Public Hearing in reference to the Kingston-Ulster Empire Zone at 7:30 p.m.
All in favor - Aye - motion carried

Attorney Berger stated this public hearing was being held for the purpose of revising the Kingston/Ulster Empire Zone boundaries and deleting the Village of Ellenville Sub-Zone and to decide if the Village of Ellenville wants to withdraw from this zone.

**MOTION TO
CLOSE PUBLIC
HEARING**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to close the Public Hearing at 7:35 p.m.
All in favor - Aye - motion carried

Mayor Kaplan requested that Manager Sheeley confirm that the businesses that are qualified in the zone will stay in the zone and to place this matter on the next Village agenda.

**PETITIONERS &
CORRESPONDENCE
(continued)**

Time Warner Cable – Received correspondence from Time Warner Cable in reference to channel additions/deletions. Attorney Berger reported that he has received correspondence from Time Warner in reference to our franchise agreement renewal with their comments on the modifications we requested. Attorney Berger will update the Board in two weeks.

Shawangunk Garden Club – Requesting permission to use the Village gazebo to sell Mother’s Day plants on May 8th.

**MOTION GRANTING
PERMISSION TO
SHAWANGUNK GARDEN
CLUB
#011110-11**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to grant the Shawangunk Garden Club’s request to sell plants on May 8, 2010 at the Village gazebo.
All in favor - Aye - motion carried

Historic Preservation Committee – Acknowledged receipt of the minutes for November 9, 2009 meeting.

DISCUSSION ITEMS

Napanoch Water District – This discussion involves the possible increase of rates for this district. This will be discussed at the next Water Commission meeting and will give their recommendations to the Village Board.

Tax Exempt Parcels – The Board decided to wait for a recommendation from Assessor Sommer before any action on this matter is taken.

Ellenville Housing Authority- We recently received \$3.75 on this property for our PILOT agreement. Mayor Kaplan is concerned they are using the town assessment and requested Treasurer Polkoski treat this matter as a priority and research this in depth.

Deputy Mayor Younger requested that Assessor Sommer come to Village Board meeting to talk about tax exempt properties.

RESOLUTIONS

**MOTION AMENDING
PROCUREMENT POLICY
#011110-12**

Motion by Trustee Steinhoff, seconded by Trustee Lopez amending the Village of Ellenville’s procurement policy to increase the amount required for bidding in accordance State Law to \$35,000 and to otherwise coordinate this policy with the proposed worksheet (attached).

**RESOLUTION ESTABLISHING
STANDARD WORK DAY FOR
APPOINTED OFFICIALS
#011110-13**

BE IT HEREBY RESOLVED by the Village of Ellenville Board of Trustees that the standard work week for all appointed officials not covered by a collective bargaining agreement shall be 7.5 hours per day, 37.5 hours per week.

AND BE IT FURTHER RESOLVED, that the job titles covered by this resolution shall be:

Village Manager
Village Clerk
Village Treasurer
Code Enforcement Official
Confidential Secretary

Motion made by Trustee Steinhoff, seconded by Deputy Mayor Younger.

All in favor - Aye - motion carried

**RESOLUTION REAFFIRMING
WORKDAY FOR ELECTED
OFFICIALS
#011110-14**

BE IT RESOLVED, that the Village Board does hereby re-affirm the following as the standard workday for elected officials for the purpose of determining days worked reportable to the New York State and Local Employees' Retirement System, as originally adopted on February 23, 2004:

Elected Officials: Mayor and Trustees

Ten day work month, six hour day

Motion by Trustee Steinhoff, seconded by Trustee Lopez

All in favor - Aye - motion carried

**RESOLUTION ESTABLISHING
MILEAGE REIMBURSEMENT
RATE
#011110-15**

Resolution by Deputy Mayor Younger, seconded by Trustee Oliveras establishing fifty cents per mile as the mileage reimbursement rate for 2010.

All in favor - Aye - motion carried

**RESOLUTION AUTHORIZING
PURCHASE OF JACK ASSEMBLY
AND GEAR BOXES
#011110-16**

Resolution by Deputy Mayor Younger, seconded by Trustee Oliveras authorizing the purchase of one jack assembly and two gear boxes from Hudson River Truck & Trailer in the amount of \$1,597.66 for the Street Department upon recommendation of the Village Manager and Street Department Foreman.
All in favor - Aye - motion carried

**RESOLUTION AUTHORIZING
PAYMENT #2 TO PRECISE
LANDSCAPING
#011110-17**

Resolution by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing payment #2 to Precise Landscaping & Lawn Maintenance for the Warren Street Sidewalk Project in the amount of \$25,196.66 in accordance with contract and per recommendation of the Village Engineers, Barton & Loguidice.
All in favor - Aye - motion carried

**RESOLUTION AUTHORIZING
CHANGE ORDER #2 TO
CALLANAN INDUSTRIES
#011110-18**

Resolution by Deputy Mayor Younger, seconded by Trustee Lopez authorizing a change order #2 to Callanan Industries, Inc. in the amount of \$28,601.82 for the Circle Avenue roadway improvements per recommendation of the Village Engineers, Barton & Loguidice.
All in favor - Aye - motion carried

**RESOLUTION AUTHORIZING
THE SALE OF THE DARE
VAN
#011110-19**

Resolution by Deputy Mayor Younger, seconded by Trustee Steinhoff authorizing the sale of the "DARE" van to Juan Caba in the amount of \$75.00. This vehicle has previously been excessed as surplus, advertised for sale in the local newspaper and was posted in all departments and was available for everyone to bid.
All in favor - Aye - motion carried

BUILDING DEPARTMENT

Ellenridge Holdings – Code Enforcer Schug reported that some progress has been made towards resolving issues and they have made a payment to the escrow account.

**MOTION AUTHORIZING
ATTENDANCE TO HUDSON
VALLEY CEO EDUCATIONAL
CONFERENCE
#011110-20**

Motion authorizing the attendance of Brian Schug and Nordeen Pickell to the 23rd Annual Hudson Valley CEO Educational Conference 2010 on April 7, 8, 9 with the registration fee of \$275.00 each.

All in favor - Aye - motion carried

143 Center Street- Code Enforcer Schug reported that this property has been issued appearance tickets for the debris that is around their property and if the Village of Ellenville were to clean up the site it would be too costly. Attorney Berger will send them a letter about the condition of their property and Mayor Kaplan and Deputy Mayor Younger will speak to the property owners.

TREASURER'S REPORT

Treasurer Polkoski reviewed with board members her monthly report and will have some transfers between accounts at the first meeting of February.

Also discussed was the Police Department's budget and it was requested that a memorandum be sent to the Chief advising him that his budget will be discussed at the next board meeting.

MANAGER'S REPORT

Manager Sheeley presented to board members the department's monthly reports.

Also discussed were delinquent taxes and the means of collecting these amounts and it was requested that this be placed on the next board agenda.

TRUSTEE REPORTS

Deputy Mayor Younger stated the Supervisor Distel is open to having joint meetings and requested that Manager Sheeley schedule a meeting with the Town Board.

**RESOLUTION
ACCEPTING PROPOSAL
OF BARGAINING AGREEMENT
WITH CLERICAL WORKERS
#011110-21**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to accept the proposal of the White Collar Clerical Unit bargaining unit effective January 1, 2010 and shall remain in effect until May 31, 2012.

All in favor - Aye - motion carried

Trustee Steinhoff reported that there will be a Youth Commission meeting on Wednesday and she will discuss insurance. There will be an ARTS meeting this coming Saturday and spoke about the Youth bus being moved to the Town property. Trustee Steinhoff also updated board members about the monthly meeting with the State auditors and they have been providing us with management suggestions.

Trustee Lopez spoke about a problem with the water in the School building and Mayor Kaplan replied that there is a meeting scheduled with the Superintendent to discuss this matter.

ADJOURN

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to adjourn at 8:30 p.m.

All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon
Village Clerk