

Village of Ellenville
Village Board Meeting
Monday, October 12, 2011

Audit meeting began at 6:30 p.m. and the regular meeting called to order at 7:00 p.m. with the Pledge of Allegiance by Mayor Kaplan.

ROLL CALL

Mayor Jeffrey Kaplan	Present
Deputy Mayor Raymond Younger	Present
Trustee Efrain Lopez	Present
Trustee Francisco Oliveras	Present
Trustee Patricia Steinhoff	Absent w/notice

ALSO PRESENT

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

Mayor Kaplan stated that earlier this evening board members met at Westwood Avenue to discuss the subject allowing parking on the south side of this street between Linden Street and Laurel Terrace. Chief Mattracion commented that he believes if the board allows parking there it would become a safety issue since the road is a narrow one. Chief Mattracion also stated that Westwood Avenue is one of the first streets in the Village to freeze during a storm and this should be taken into consideration before any decision is made. Mr. Slee, who owns a home in the area being discussed feels this street is not any narrower than other streets in the Village that allow parking on one side of the street. As an alternative to parking on the street, the board would like to explore the possibility of allowing parking on the grass in front of their homes in this area on a seasonal basis.

**MOTION TO SCHEDULE
A PUBLIC HEARING
#101211-1**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to schedule a Public Hearing on November 14, 2011 at 7:15 p.m. to consider an exception to parking on the grass from April 1st to November 1st in front of residences between Linden Street and Laurel Terrace on the south side of Westwood Avenue.
All in favor - Aye - motion carried

There was discussion about changing the date for Village Board meetings that are scheduled for Monday when Monday is a holiday to the following Wednesday. It was requested that Manager Sheeley at the Annual meeting prepare a calendar for the following year and those Monday meetings will be rescheduled but in the meantime the December 26th meeting will be changed.

**MOTION TO RESCHEDULE
DECEMBER 26, 2011 MEETING
#101211-2**

Motion by Deputy Mayor Younger, seconded by Trustee Lopez to reschedule the December 26, 2011 meeting to Wednesday, December 28, 2011 at 7:00 p.m.
All in favor - Aye - motion carried

**PETITIONERS &
CORRESPONDENCE**

Deb Davis, Hunt Memorial Preservation Committee, was before the board tonight to discuss the bids that had been received in reference to the window restoration project for this building. Four bids had been received and reviewed by their architect.

**MOTION TO ACCEPT
BIDS SUBMITTED WITH
THE EXCEPTION OF
POLONIA RESTORATION
#101211-3**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to award the lowest accepted bid submitted for the Hunt Memorial Building window restoration with the exception of the bid from Polonia Restoration, upon recommendation of architect, Jan Hird Pokorny Associates, Inc. since bid did not comply with bid specifications.
All in favor - Aye - motion carried

**MOTION TO AWARD
BID TO TINY HOMES
FOR HUNT WINDOW
RESTORATION PROJECT
#101211-4**

Motion by Deputy Mayor Younger, seconded by Trustee Lopez to accept the lowest accepted bid upon recommendation by architect and building inspector to Tiny Houses in the amount of \$79, 700 for the Hunt Memorial Building window restoration project.
All in favor - Aye - motion carried

**PETITIONERS &
CORRESPONDENCE
(continued)**

Correspondence received from Time Warner Cable informing the Village of a \$1.00 cable rate increase for basic service.

Correspondence received for Mr. & Mrs. Donald Bury thanking the Village Board and staff for the removal of a dangerous tree near their property.

Acknowledgement of Ellenville-Wawarsing Youth Commission minutes.

ENGINEER'S REPORT

Don Fletcher and Don Schmalzle, Barton & Loguidice were before the board tonight to discuss task orders for engineering and project design services. Mayor Kaplan commented on the three projects that the board feels is extremely important and there are:

1. GUIDI mandate program
2. Completion of Mapping of the Water System
3. Water Values identification and repairs

Mr. Fletcher stated that the task order he is presenting is for permitting and design of the Priority One and Priority Two water system improvements as noted in the Facilities Plan. The three portions for the entire project was for \$7,800,000 but the board is only interested at this time of improvements totaling \$5, 800,000. Mayor Kaplan inquired if the Board votes for only the three items would the Village still be eligible for the \$2,000,000 grant from Environmental Facilities Corporation (EFC)? Mr. Fletcher is working with the EFC to receive this grant and also an interest free loan.

**MOTION TO APPROVE
MODIFIED TASK ORDER
#101211-5**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to approve the modified task order as follows:

Funding Assistance	\$ 5,700
Field Survey & Base Mapping	\$86,400
Archeological Investigations	\$17,700

All in favor – 3; Nay – Trustee Lopez

Motion passed

**MOTION TO APPROVE
AMENDING ENGINEERING
CONTRACT FOR WWTP
#101211-6**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to amend the engineering contract for Barton & Loguidice in reference to the new Wastewater Treatment Plant Project to comply with the “Buy American” requirement for the grant received from Environmental Facilities Corporation.

Other discussion items with the engineer were the reimbursement from FEMA, reasons for the recent water line breaks and the Clinton Avenue Bridge.

Trustee Lopez questioned the repair of Ida Lane and Manager Sheeley will follow up on this matter.

POLICE DEPARTMENT

Chief Mattracion introduced Stephen Sawyer, a candidate for a part time police dispatcher. Mr. Sawyer had recently been interviewed by Deputy Mayor Younger and Trustee Lopez.

**MOTION APPROVING
THE APPOINTMENT
OF PART TIME DISPATCHER
#101211-7**

Motion by Trustee Lopez, seconded by Deputy Mayor Younger authorizing the appointment of Stephen Sawyer, part time dispatcher, as recommended by the Police Chief and the interview committee. This appointment is in accordance with the current PBA agreement.

All in favor - Aye - motion carried

**MOTION ESTABLISHING
A CURFEW FOR DEVILS
NIGHT & HALLOWEEN
#101211-8**

Motion by Trustee Oliveras, seconded by Trustee Lopez establishing an 8:30 p.m. curfew on October 30 and October 31, 2011 for persons under the age of eighteen.

All in favor - Aye - motion carried

Chief Mattracion gave an update on the recent training and donations received for the purchase of tasers.

TREASURER'S REPORT

**MOTION TO ADOPT
BOND RESOLUTION
#101211-9**

Motion by Trustee Oliveras, seconded by Trustee Lopez for a bond resolution authorizing the issuance of up to \$400,000 aggregate principal amount serial bonds of the Village of Ellenville, County of Ulster, State of New York, pursuant to the local finance law, to finance the costs of the preliminary costs of acquisition, construction and reconstruction of improvements to the Village Sewer System.

All in favor - Aye - motion carried

MANAGER'S REPORT

**MOTION TO SCHEDULE
A PUBLIC HEARING
RE: DELINQUENT
WATER/SEWER CHAGERS
#101211-10**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to schedule a Public Hearing on November 14, 2011 at 7:30 p.m. to amend the Village Code in reference terminating water service for delinquent water/sewer charges from ninety days to thirty days after due date.

All in favor - Aye - motion carried

**MOTION AUTHORIZING
THE LEASING OF THE
FOURTH FLOOR OF THE
GOVERNMENT CENTER
#101211-11**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras, subject to attorney's review, authorizing the Mayor to sign a lease agreement for the fourth floor to General Sportswear for two years at \$10.00 per square foot.

All in favor - Aye - motion carried

**MOTION TO REAFFIRM
THE STATE OF EMERGENCY
#101211-12**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras reaffirming the State of Emergency in the Village of Ellenville during Hurricane Irene.

All in favor - Aye - motion carried

**MOTION TO REAFFIRM
THE AUTHORIZATION OF
RESURFACING OF
MARKET STREET
#101211-13**

Motion by Trustee Lopez, seconded by Deputy Mayor Younger to reaffirm the authorization of payment for the resurfacing Market Street between Center and Canal Streets by Golden Builders.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
THE PAVING OF CLIFFORD ST,
PHYLISS DR & MAIDEN LANE
#101211-14**

Motion to accept the three proposals received for paving of Clifford Street, Phyllis Drive and Maiden Lane and award the proposal of \$13, 205.00 to H. Osterhoudt Construction.
All in favor - Aye - motion carried

It was requested that an estimate be obtained to repave Clinton Ave.

ATTORNEY'S REPORT

**RESOLUTION REGARDING
EXECUTION OF AGREEMENT
WITH TADASKY CORPORATION
#101211-15**

Upon attorney's advice, a motion by Deputy Mayor Younger, seconded by Trustee Oliveras a resolution was proposed regarding an agreement settling Tadasky Corporation claim.

WHEREAS, the Village Board of the Village of Ellenville enters into an Agreement with Tadasky Corporation, as Petitioner, and the Village of Ellenville, as Respondent; and

WHEREAS, the Village Board of the Village of Ellenville authorizes the payment, in connection with said Agreement, to Tadasky Corporation, of the sum of Seven Thousand Five Hundred Dollars (\$7,500.00); and

WHEREAS, in connection with the execution of said Agreement, the Village Board of the Village of Ellenville also authorizes the execution of a Quit Claim Deed to Tadasky Corporation;

NOW, THEREFORE, that the Mayor of the Village be directed to sign the necessary documents.

This Resolution shall take effect immediately.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
PREVENTATIVE MAINTENANCE
CONTRACT
#101211-18**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras authorizing a preventive maintenance contract for the sewer pump station with Siewert Equipment, Rochester, NY, in the amount of \$1,758.00. This contract is on recommendation of the Village Manager and Sewer Department Foreman.
All in favor - Aye - motion carried

EXECUTIVE SESSION

Motion by Trustee Oliveras, seconded by Deputy Mayor Younger to enter into Executive Session at 8:15 p.m. to discuss personnel issues not to reconvene to public session.
All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon
Village Clerk