

Village of Ellenville
Village Board Meeting
Monday, April 13, 2009

Meeting called to order at with the Pledge of Allegiance by
Mayor Jeffrey 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 arrived @7:15 p.m.
Philip Mattracion, Police Chief
Noreen Dechon, Village Clerk
Linda Polkoski, Village Treasurer
Brian Schug, Code Enforcement Officer

**APPROVAL OF
MINUTES
#041309-01**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to
approve the minutes of March 23, 2009 as presented.
All in favor - Aye - motion carried

**ENGINEER'S
REPORT**

Glenn Gildaly, Barton & Loguidice, gave an update on the
progress of the proposed wastewater treatment plant. Mr. Gildaly
told board members that the USDA Rural Development is offering
the Village of Ellenville \$2.1 million in grant funding and \$5
million loan at 3.75%. Mr. Gildaly will be meeting with
Congressman Hinchey about federal funds that may be available
for this project. In addition, Mr. Gildaly stated that the \$2.1
million grant is the largest grant given by the USDA Rural
Development in the Hudson Valley. Also discussed was the
facility tour that will be done on April 28 by the NYS engineer and
that Barton & Loguidice is approximately 50% done with the
design of the new plant.

Mayor Kaplan stated that the Board has requested that the Village
Treasurer to do an analysis of what the impact would be on Village
residents on their sewer rate if a new plant is constructed.

**RESOLUTION TO
APPLY FOR FUNDING
UNDER GREEN INNOVATION
GRANT PROGRAM
#041309-02**

Resolution by Trustee Steinhoff, seconded by Trustee Lopez:

Whereas the central Waste Water Treatment Plant (WWTP) has outlived its useful life and;

Whereas, the Village of Ellenville is seeking affordable financing to design and build a new WWTP; and

Whereas, the Village, in pursuit of due diligence and with the interests of District ratepayers in mind, has made application to a number of State and Federal funding agencies; and

Whereas, the Village is seeking to incorporate “green” technology and a high level of energy efficiency in the new WWTP; and

Whereas the NYS Environmental Facilities Corporation (EFC) recently announced the availability of funding under the Green Innovation Grant Program (GIGP); and

Whereas the GIGP is part of the American Recovery and Reinvestment Act of 2009 (aka The Federal Stimulus Bill) and is designed for projects that can commence construction no later than January 01, 2010; and

Whereas, the GIGP can pay for 90% of the cost of innovative technologies that are anticipated in the WWTP Upgrade Project; and

Whereas, the GIGP requires a 10% match and the Village intends to meet this requirement through USDA grant funds and/or other leveraged funding; BE IT RESOLVED;

That the Village Board of the Village of Ellenville hereby authorizes the Mayor to submit and sign any/all documents that are required to participate in the GIGP and to submit such documents to the EFC no later than May 29, 2009.

Roll Call Vote:	Mayor Kaplan	Aye
	Deputy Mayor Younger	Aye
	Trustee Lopez	Aye
	Trustee Oliveras	Aye
	Trustee Steinhoff	Aye

**RESOLUTION AUTHORIZING
THE MAYOR TO APPLY FOR FUNDS
FOR ACHIEVING UPGRADES TO
THE WASTEWATER TREATMENT PLANT
#041309-03**

Resolution by Trustee Steinhoff, seconded by Trustee Lopez authorizing the Mayor to file for any/all documents that may be necessary to apply for use, receive, use and disburse funds for the purpose of achieving upgrades to the Wastewater Treatment Plant, regarding the USDA-Rural Development Programs.

Roll Call Vote:	Mayor Kaplan	Aye
	Deputy Mayor Younger	Aye
	Trustee Lopez	Aye
	Trustee Oliveras	Aye
	Trustee Steinhoff	Aye

DISCUSSION ITEMS

Village Bus – Manager Sheeley told board members about a visit from a representative from the NYS Department of Transportation where a Village owned bus was observed at the Kingston school picking up students and then dropping them at the YMCA after school program and it did not have the proper inspection sticker to transfer students on this bus. Mrs. Sheeley further stated that the Village was unaware that our bus was in Kingston and calls were made to our local YMCA director, Sam Bugna, to inquire about and rectify this situation. Mrs. Bugna who is also a representative of the Ellenville/Wawarsing Youth Commission was present and stated that the bus was donated to the Youth Commission and the commission voted to allow the YMCA to use the bus. There was discussion among board members that since the title of the bus and the insurance is in the Village of Ellenville’s name the Village must consent to the use of the bus by a third party..

**MOTION THAT ANY
USAGE OF THE VILLAGE OWNED
BUS BY ANYONE OTHER THAN
ELLENVILLE/WAWARSING
COMMISSION IT BE PRE-
APPROVED BY THE
BOARD OF TRUSTEES
#041309-04**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to continue to allow the Ellenville/Wawarsing Youth Commission to use the bus for themselves but if anyone else request to use the bus it will need to be pre approved by the Board of Trustees.
All in favor - Aye - motion carried

It was requested that we inquire about the different inspection specifications needed when transporting students. Mayor Kaplan asked Mrs. Bugna to give an update on the upcoming summer program and she replied that as of today there are 100 children registered and the program runs for seven weeks from the hours of 8:00 am – 4:30 pm at a rate of \$210.00.

Mrs. Bugna told board members about a program that Best Buy sponsors for their employees that volunteer in their community. Their employee, Ben Avery, has been a coach in our area and Best Buy will be donating \$3,000 this Saturday to the Ellenville/Wawarsing Youth Commission.

**MOTION TO OPEN
PUBLIC HEARING
#041309-05**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to open the public hearing on the Village Budget at 7:30 p.m. All in favor - Aye - motion carried

**MOTION TO ADJOURN
PUBLIC HEARING
#041309-06**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to adjourn the public hearing on the Village Budget at 7:31 p.m. All in favor - Aye - motion carried

**PETITIONERS &
CORRESPONDENCE**

Lanette Hughes – 13 Center Street – was before the board tonight to discuss a “safe house” that she operates from her residence and was inquiring about any grant funds that may be available to repair her home. Mayor Kaplan questioned Code Enforcer Schug if the use of Ms. Hughes’ house is allowed in her area. Mayor Kaplan also suggested that Ms. Hughes contact Dan Hauspurg our Economic Development Officer.

Paul Block – Mayor Kaplan told board members that Mr. Block is currently working on auditing the Village of Ellenville’s utility bills and is before the board tonight to discuss a proposal to supply electric power for our buildings. After Mr. Block’s presentation it was requested that he supply us with a list of other municipalities that his company services.

Habitat for Humanity - 46 Clinton Avenue – Mr. Bizovi was before the board tonight requesting that the \$100 fee for the curb cut at this new residence.

Wawarsing Council of Agencies – The Board of Trustees acknowledged receipt of their minutes.

**MOTION TO WAIVE FEE
FOR CURB CUT
#041309-07**

Motion by Trustee Lopez, seconded by Trustee Steinhoff to waive the \$100 fee for Habitat for Humanity's curb cut at 46 Clinton Avenue.

All in favor - Aye - motion carried

In addition Mr. Bizovi requested that the Village of Ellenville personnel do the curb cut and it was the consensus of board members that Habitat uses a professional contractor to perform this task.

Joel Schreiber – questioned the status of the Cable Franchise agreement and Attorney Berger will give an update at the next meeting. Mr. Schreiber also spoke about the possibility of a grant for a public access channel sponsored by Provident Bank in reference to web casting Village Board meetings. In addition, Mr. Schreiber requested an update report from the Dissolution Committee.

NYS Department of Public Service – correspondence received informing the public of a proposed increase by Central Hudson. It was requested that this information be posted on our website.

Joanne Joray – 5 Maiden Lane – requesting a sign be placed in front of her home advising drivers to slow down since her son uses a wheelchair to cross the streets. Mayor Kaplan requested that Chief Matracion review this matter and report back at the next meeting.

Franco Rossi – 27 Market Street – requested to have the snow removal charges waived that were incurred during the winter. No action taken.

Sidewalks - Mayor Kaplan questioned Manager Sheeley about the status of the grant received for sidewalks in the Warren Street area. Mrs. Sheeley reported that Barton & Loguidice has agreed to honor a quote they gave in 2005 to complete the specifications, acquire DOT permits, review the bids and oversee the sidewalk project.

**MOTION TO APPROVE
EXPENDITURE TO
BARTON & LOGUIDICE
FOR SIDEWALK SPECIFICATIONS
#041309-08**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to authorize the expenditure of \$9,510.75 to Barton & Loguidice for the Warren Street sidewalk project.
All in favor - Aye - motion carried

Beckley Drive Bridge – Glenn Gildaly told board members if the Village of Ellenville does receive stimulus money it should be in April.

Steve Krulick questioned that if the Hickory Street Bridge is still on the list for repairs and was told that this project's timetable has been postponed to 2014 by the Department of Transportation.

DISCUSSION ITEMS

Excavations & Soil Mining – Code Enforcer Officer Schug told board members that the amendments to this section of our zoning law has been reviewed by both the Ulster County Planning Board and the Village of Ellenville Planning Board and is requesting that the Village Board review and consider these amendments.

**MOTION TO
SCHEDULE A
PUBLIC HEARING
#041309-08**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to schedule a Public Hearing on May 11, 2009 at 7:30 p.m. to discuss amending the Zoning Law as Local Law #3 of 2009.
All in favor - Aye - motion carried

**MOTION TO REOPEN
PUBLIC HEARING
#041309-09**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to reopen the Public Hearing on the budget at 8:25 p.m.
All in favor - Aye - motion carried

Mayor Kaplan asked for any public comments and Brian Rubin requested a synopsis of the budget. Mayor Kaplan stated that the Board of Trustees is committed that this will be a balanced budget but the board is not in a position at this time to give a final tax rate. There was discussion about the deficit and is hopeful this budget

will show a surplus. Also questioned if the board is considering using the “mountain money” and was told it had been discussed.

**MOTION TO CLOSE
PUBLIC HEARING
#041309-10**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to close the public hearing at 8:30 p.m.
All in favor - Aye - motion carried

**MOTION TO RESCIND THE
PREVIOUS MOTION & ADJOURN
PUBLIC HEARING
#041309-10**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to rescind the previous motion and adjourn the public hearing until April 27, 2009 at 7:15 p.m.
All in favor - Aye - motion carried

Previously scheduled was a budget workshop on April 27, 2009 at 6:00 p.m.

POLICE DEPARTMENT

Chief Mattracion spoke about a traffic safety program that will begin soon in reference to seat belts and cell phone usage when driving. Chief Mattracion will do public service announcements about this upcoming program.

Chief Mattracion also stated that the overtime in his department is down.

RESOLUTIONS

**MOTION TO ACCEPT
RESIGNATION OF
CARMELO ROBLES
#041309-11**

Motion by Trustee Oliveras, seconded by Trustee Steinhoff to accept the resignation of Carmelo Robles from the Ellenville Housing Authority with regret.
All in favor - Aye - motion carried

It was requested that a plaque be prepared and sent to Mr. Robles thanking him for his years of service.

**MOTION SUPPORTING
OPPOSITION TO AMENDING
SECTION 544 OF REAL PROPERTY
TAX LAW
#041309-12**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff Supporting Assembly Kevin Cahill's opposition to the Governor's proposal to amend section 544 of the Real Property Tax law to cap the State's payment of taxes on certain lands across the state.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
EXPENDITURE FOR REPAIR
WORK ON GEAR BOX SUPPORT
#041309-13**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras authorizing the expenditure to H. Osterhoudt Excavating, Inc. to do repair work for the gear box support at the Wastewater Treatment Plant not to exceed \$2,846.00.
All in favor - Aye - motion carried

**MOTION ACCEPT
PROPOSAL FROM
RESIDUALS MANAGEMENT
SERVICES, INC.
#041309-14**

Motion by Trustee Oliveras, seconded by Trustee Steinhoff to accept proposal from Residuals Management Services, Inc. in the amount of \$6,300 for the transportation and disposal of approximately 40 yards of grit screenings. This expenditure will take place after June 1, 2009.
All in favor - Aye - motion carried

BUILDING DEPARTMENT

Code Enforcer Schug reported that the railing in front of the police station has been completed as well as the fire alarm system on the third floor.

Code Enforcer Schug told board members about correspondence received from the NYS Department of Environmental Conservation in reference to National Flood Insurance Program Insurance Rate Maps for Ulster County and it is necessary for the Village of Ellenville to adopt these new study and map.

**MOTION TO
SCHEDULE A
PUBLIC HEARING
#041309-15**

Motion by Trustee Lopez, seconded by Deputy Mayor Younger to schedule a public hearing on May 11, 2009 at 7:45 p.m. to discuss adopting Local Law #4 of 2009 which will amend or adopt the flood maps for Ulster County.
All in favor - Aye - motion carried

Ellenridge – Mayor Kaplan requested an update on the construction of the pressure booster station and payment of the engineer fees owed to the Village of Ellenville.

TREASURER’S REPORT

Village Treasurer Polkoski presented the bills for audit and discussion about the bond counsel agreement will be discussed at the next meeting.

MANAGER’S REPORT

Manager Sheeley spoke reviewed with board members a volunteer policy and Trustee Steinhoff questioned if they are entitled to workers’ compensation if an injury occurs. Manager Sheeley will check with Sprague & Killeen and Ulster County Self Insurance.

Grants Update – Manager Sheeley reviewed with board members status of Village grants.

BOARD REPORTS

Trustee Oliveras questioned if the floor mats used in the building are under contract, the Sewer Department truck that is used to transport the sewer jet and also would like to reduce \$700 of his trustee compensation back to the general fund.

Motion by Trustee Oliveras, seconded by Trustee Steinhoff to reduce the Mayor and Board of Trustees compensation by \$200 each.

All in favor – 4; Nay – 1 - Deputy Mayor Younger

Motion passed

Trustee Steinhoff commented that a Youth Commission meeting has been scheduled for April 30 and spoke about the program of students turning off their TV for a day.

Mayor Kaplan spoke about the 10 x 10 x 10 art program will again take place this year and also the Farmers Market will begin and June 22 and run through October 4. There will also be weekly entertainment. Mayor Kaplan also spoke about students from Ulster County Community College showing their work at the Arts Wave building.

Trustee Lopez requested Mr. Schug to look into a conflict between two neighbors on the corner of Market and Canal Streets.

**MOTION TO
ADJOURN TO
EXECUTIVE
SESSION
#041309-16**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to adjourn into Executive Session to discuss a personnel matter not to reconvene to public session at 9:10 p.m.
All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon
Village Clerk