

Village of Ellenville  
Board Meeting  
Monday, April 8, 2013

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

Mayor Kaplan requested a Moment of Silence in memory of our first Village Manager Sheeley John Weichsel and Acting Village Justice Joseph Polonsky.

**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  
Phillip Mattracion, Chief of Police  
Brian Schug, Code Enforcement Officer  
Linda Polkoski, Village Treasurer  
Peter Berger, Village Attorney  
Noreen Dechon, Village Clerk

Mayor Kaplan reported that earlier this evening the Board of Trustees conducted a Budget Workshop meeting as well as Workshop with the Village Auditors for our annual review.

Mayor Kaplan requested that Attorney Berger and Code Enforcer Schug review the Town of Wawarsing's outdoor display laws and report back at the next Village Board meeting for discussion.

Mayor Kaplan also reported that the Village Board met recently with the Ellenville Housing Authority and this was a very informative meeting.

**APPROVAL OF  
MINUTES  
#040813-1**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to approve the minutes of March 11 & 28, 2013 as presented.

All in favor - Aye - motion carried

## **DISCUSSION**

Overnight Parking/Snow Emergency Route – The Street Department foreman has reported his concerns with vehicles that are blocking certain areas of the Village after a snow storm that are preventing the removal of snow by the staff. It was requested that Attorney Berger research if legislative action (local law) is required to enact a Snow Emergency Route before any action can be taken that would prohibit parking in certain areas after a snow storm or could this be done by resolution.

Also discussed were portable basketball hoops that are being left in the street when not in use especially during the winter months. Mayor Kaplan requested Attorney Berger to research if we could require removal when not in use.

Trash cans left on the street – If was requested that Manager Sheeley compose a letter that would be sent to property owners who are leaving their trash cans on the street before and after trash collection days.

## **PETITIONERS & CORRESPONDENCE**

Howard Osterhoudt representing the Shawangunk Country Club was before the board tonight requesting that the Nevele Road be closed to local traffic only on several dates for special events.

## **MOTION TO CLOSE NEVELE ROAD TO LOCAL TRAFFIC ONLY #040813-2**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to limit the use of Nevele Road to local traffic only on May 7, August 17 and sometime at the end of July (date has not been set). A representative from Shawangunk Country Club has been in contact with the Police Chief and will coordinate the events with his department as it has been done in the past.  
All in favor - Aye - motion carried

Time Warner Cable – correspondence received in reference to channel changes and/or deletions.

Run Like the Wind and Chamber of Commerce requested street closures during their events.

## **MOTION TO CLOSE VILLAGE STREETS TO VEHICULAR TRAFFIC #040813-3**

Motion by Deputy Mayor Younger, seconded by Trustee Lopez authorizing the closing of certain Village streets to vehicular traffic during Run Like the Wind

race subject to review and approval by the Chief of Police on May 19, 2013 between the hours of 8:00 am – 1:00 pm.  
All in favor - Aye - motion carried

**MOTION TO CLOSE  
VILLAGE STREETS TO  
VEHICULAR TRAFFIC  
#040813-3**

Motion by Trustee Steinhoff, seconded by Trustee Lopez authorizing the closing of certain Village streets to vehicular traffic during the Chamber of Commerce's Huckleberry Festival subject to review and approval by the Chief of Police on August 10, 2013.

All in favor - Aye - motion carried

A request has been made by the Ellenville Central School District, the Ellenville/Wawarsing Youth Commission & the Kiwanis Club for the use of the Berme Road Softball field.

**MOTION AUTHORIZING  
USE OF BERME ROAD  
SOFTBALL FIELD  
#040813-4**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to approve the request for use of the Berme Road Softball field by the Ellenville Central School District, the Ellenville/Wawarsing Youth Commission & the Kiwanis Club with maintenance procedures that have been done in the past.

All in favor - Aye - motion carried

Historic Preservation Committee – Correspondence received requesting the Village Board adopt a local law exempting an increase in the taxation on rehabilitation of a locally landmarked historic structure. The Town of Wawarsing has adopted a similar local law and Mayor Kaplan would like to review this legislation before any action is taken.

**MOTION TO  
OPEN PUBLIC  
HEARING  
2013/2014  
VILLAGE BUDGET  
#040813-5**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to open the Public Hearing for the 2013/2014 Village Budget at 7:15 p.m.

All in favor - Aye - motion carried

Mayor Kaplan thanked the Village staff for their efforts in preparing the budget. The proposed budget is \$100,000 less than last year's budget and meets the state mandated two percent tax cap. Two items effecting next year's budget is

a rise in state retirement benefits and the reduction in the assessment of the New York State lands from their original assessment of \$1,100 per acre to \$775 per acre after a recent settlement of a lawsuit also resulting in a refund payment of \$27,000 in three equal payments of \$9,000 paid over the next three years.

Manager Sheeley stated that each department head kept to their budgets and thanked them for their management.

**MOTION TO  
CLOSE PUBLIC  
HEARING  
2013/2014  
VILLAGE BUDGET  
#040813-6**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to close the Public Hearing at 7:30 p.m.

All in favor - Aye - motion carried

**MOTION TO  
AMEND THE  
2013/2014  
VILLAGE BUDGET  
#040813-7**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to change the tentative budget as follows:

Add \$20,000.00 to Contingency Line

Add \$ 1,000.00 to Rental Income Line

Change the Appropriated Sewer Fund Balance to \$26,600.00

All in favor - Aye - motion carried

**MOTION TO  
ADPOPT THE  
2013/2014  
VILLAGE BUDGET  
#040813-8**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to adopt the 2013/2014 budget with amendments as recommended by the Village Treasurer in the amount of \$3,924,531 resulting in a tax rate increase of 2.8%.

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

Motion passed

**POLICE DEPARTMENT**

**MOTION TO  
ACCEPT RESIGNATION  
OF OFFICER WILLIAM  
YOUNG  
#040813-9**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to accept the resignation of Officer William Young for purposes of retirement effective April 1, 2013 with regret.

All in favor - Aye - motion carried

Chief Mattracion spoke about the enforcement of the “scooper pooper” law in the recent weeks.

**ENGINEER’S REPORT**

Don Schmalzle of Barton & Loguidice requested the authorization to advertise for bids for a Curing in Place project for the sewer lines on Cape Avenue.

**MOTION AUTHORIZING  
ADVERTISING FOR BIDS  
FOR CIPP – CAPE AVE  
#040813-10**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the advertisement of bids for Curing in Place Piping for the sewer line on Cape Avenue returnable on May 6, 2013 at 12 noon.

All in favor - Aye - motion carried

Mr. Schmalzle gave an update on the Ida Lane project as well as an update on the new Wastewater Treatment Plant.

Trustee Steinhoff questioned the status of the Safe Route to School sidewalk project and Manager Sheeley responded that we are waiting for final approval from the Ulster County Transportation Council.

**MANAGER’S REPORT**

Manager Sheeley updated the board on the following issues:

Center Street parking lot – waiting for the title reports

Environmental Facilities Corporation – met with representatives last week and an action plan has been put in place.

Delinquent Tax Collection – meeting tomorrow with attorney and since the last correspondence to delinquent taxpayers, five have entered into a contract with the Village.

Gasoline card system – Brian Schug, Juan Caba and Manager Sheeley met with members from Ulster County Transportation to discuss the process.

**MOTION AUTHORIZING  
TALEKS INFO SYSTEMS  
FOR IT SUPPORT  
#040813-11**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to contract for the services of Arkady Aleksandryants of Taleks Info Systems, Inc. for Computer Support at an hourly rate of \$50.00 as needed.  
All in favor - Aye - motion carried

**MOTION AUTHORIZING  
MAYOR WITHDRAW  
FROM UCTC-SAM'S POINT  
PRESERVE ACCESS ROAD  
#040813-12**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Mayor to request the Sam's Point Preserve Access Road be withdrawn from Ulster County's Transportation Council TIP and the corresponding STIP.  
All in favor - Aye - motion carried

**BUILDING DEPARTMENT**

Mayor Kaplan stated that it has come to his attention that the Justice Court is not following the mandated minimum fines as established by the Board of Trustees and requested Mr. Schug to keep track of the outcome of violations and their disposition and report back to the board.

**MOTION TO WAIVE  
BUILDING PERMIT FEE  
PRAISE DOMINION CHURCH  
#040813-13**

Motion by Trustee Lopez, seconded by Trustee Oliveras waiving the Building Permit Fee for Praise Dominion Church as requested as per past practice.  
All in favor - Aye - motion carried

Building Inspector Schug gave an update on several matters: the Mechanical Fine Screen system at the new Wastewater Treatment Plant; payment applications that are on the agenda; Barton & Loguidice beginning the roof specs for the Government Center Roof; and the repairs that are being made at the Berme Road Playground.

**MOTION TO REMOVE  
SNOW/ICE CHARGE-  
81 N. MAIN STREET  
#040813-14**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to remove the snow/ice charge from 81 N. Main Street since documentation has been received that a private company had taken care of this on recommendation of the Building Department.

All in favor - Aye - motion carried

## **RESOLUTIONS**

### **MOTION TO RESCIND MOTION #021113-10 #040813-15**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to rescind #021113-10 authorizing the expenditure of \$2,000 to R.E.A.D. Electric, Inc. for the purchase and installation of a 40' pole (cable, telephone) at the New Wastewater Treatment Plant.

All in favor - Aye - motion carried

### **MOTION TO SCHEDULE SPRING CLEAN UP #040813-16**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to schedule the Spring 2013 Clean Up as attached.

All in favor - Aye - motion carried

### **MOTION AUTHORIZING MAYOR TO SIGN MOA WITH WHITE COLLAR UNIT #040813-17**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Mayor to sign a Memorandum of Agreement with the White Collar Unit Employees dated March 28, 2013 in reference to "Notice of Vacancies."

All in favor - Aye - motion carried

### **MOTION TO APPROVE WATER/SEWER ADJUSTMENTS #040813-18**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff approving the attached adjustments for Water/Sewer bills from July – September 2012 as recommended by the Water Commission.

All in favor - Aye - motion carried

### **MOTION APPROVING CORRECTION OF AUDIT RECORD #040813-19**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras approving the attached correction of audit record dated March 11, 2013.

All in favor - Aye - motion carried

**MOTION APPROVING  
SUPPLEMENTAL CERTIFICATE  
OF DETERMINATION WITH  
EFC  
#040813-20**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger approving the Supplemental Certificate of Determination between the Village of Ellenville and NYS Environmental Facilities Corporation in the amount of \$60,713.51 for Disbursement Request #5.  
All in favor - Aye - motion carried

**MOTION APPROVING  
DRAWDOWN #1-GIGP  
#040813-21**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger approving the drawdown of \$98,038.86 between the Village of Ellenville and the Green Initiative Grant Program for Disbursement Request #1.  
All in favor - Aye - motion carried

**MOTION ALLOCATING  
MONIES FROM PROJECT  
CONTINGENCY TO  
ADMIN LINE-WWTP  
#040813-22**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff allocating monies from the project contingency to the administrative line items in the amount of \$95,500.00 in reference to the Wastewater Treatment Plant Project upon recommendation of the Village Engineers.  
All in favor - Aye - motion carried

**MOTION APPROVING  
PAYMENT TO REAL  
GOODS SOLAR  
#040813-23**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger approving payment #1 to Real Goods Solar in the amount of \$98,038.80 in reference to the new Wastewater Treatment Plant upon recommendation of the Village Engineers.  
All in favor - Aye - motion carried

**MOTION APPROVING  
PAYMENT TO UW MARX  
#040813-24**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras approving payment #20 to U.W. Marx, Inc. in the amount of \$50,227.02 in reference to the new Wastewater Treatment Plant upon recommendation of the Village Engineers.  
All in favor - Aye - motion carried

**MOTION APPROVING  
CHANGE ORDER #6  
J J SASS  
#040813-25**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger approving Change Order #6 to J J Sass Electric in the amount of \$9,005.13 for additional work associated with the installation of storm pump controls, power feeds, wiring for switchers and controllers and installation of ultrasonic level transducers upon recommendation of the Village Engineers.

All in favor - Aye - motion carried

**BOARD REPORTS**

Mayor Kaplan mentioned that the Insurance Consultant that was recently approved is doing good work.

Deputy Mayor Younger spoke about the repairs needed at the basketball courts.

Trustee Steinhoff commented that skateboards are being used on the tennis and basketball courts at the Berme Road Park.

Trustee Steinhoff also reminded everyone that applications for Summer Youth Employment can be obtained at the Town of Wawarsing office and the High School Guidance office.

**ADJOURN**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to adjourn in memory of John Weichsel and Joseph Polonsky into Executive Session to discuss personnel matters not to reconvene to public session at 8:15 p.m.

Respectfully submitted,

Noreen Dechon  
Village Clerk