

Village of Ellenville
Board Meeting
Monday, October 16, 2013

The meeting was called to order 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
Linda Polkoski, Village Treasurer
Peter Berger, Village Attorney
Philip Mattracion, Chief of Police
Noreen Dechon, Village Clerk

Mayor Kaplan requested a Moment of Silence in memory of Joan Rice Smith and Stanley Rosenstock long time esteemed residents of the Village.

**APPROVAL OF
MINUTES
#101613-1**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to accept the minutes of September 23, 2013 as amended.
All in favor - Aye - motion carried

**PETITIONERS &
CORRESPONDENCE**

Time Warner Cable – Correspondence received in reference to channel additions and/or deletions.

Wayne Biasi was before the board tonight to discuss the possibility of mandating landlords to provide garbage pickup for their tenants. Mayor Kaplan requested the Village Attorney research this concept for rental properties that have three or more apartments.

Catholene Lake inquired about the upcoming fire department vote for a new fire truck. Mayor Kaplan stated that the Village Board does not have any control over this matter.

Luis Despario, 7 Broadhead Street, questioned the water deficit surcharge on her recent water/sewer bill. Mayor Kaplan explained the need for this charge and the prospect of eliminating this fee in the near future. Mayor Kaplan requested the Village Treasurer supply the board a list of the sewer surcharges for their review.

POLICE DEPARTMENT

Chief Mattracion reminded board members of the curfew for people under the age of 18 not accompanied by an adult on October 30 & 31.

Chief Mattracion reported that there will be an Active Shooter Drill at the school on October 17th in which various police departments will be participating in. Mayor Kaplan thanked Chief Mattracion for spearheading this exercise.

Also discussed was the upcoming Firearm Qualifications for his staff and two policies (Officer Defensive Action and Conducted Energy Device: Taser) that the Chief requested that Village Board to adopt.

MOTION TO APPOINT ROBERT MORSE-PROVISIONAL POLICE SERGEANT #101613-2

Motion by Deputy Mayor Younger, seconded by Trustee Lopez appointing Robert Morse to the position of provisional Police Sergeant at a rate of \$61,080.00, Step 1 of the collective bargaining agreement between the Village of Ellenville and the Ellenville PBA, upon recommendation of the Chief of Police.

All in favor - Aye - motion carried

Chief Mattracion further requested the Village Board accept a collection box from the Ulster County Coalition for Drug Awareness for the disposal of prescription drugs by residents.

**MOTION TO
ACCEPT COLLECTION
DRUG BOX FROM
UC COALITION FOR
DRUG AWARENESS
#101613-3**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger accept a gift from the Ulster County Coalition for Drug Awareness a collection box for unused prescription drugs.
All in favor - Aye - motion carried

DISCUSSION

Mayor Kaplan stated that Allied Wine on Berme Road is having a drainage issue and requested that Michael Ryman, Sewer Department Foreman, meet with the owners to try and resolve this issue.

Mayor Kaplan spoke about the recent request for a ten team men's softball league to use the Berme Road field. If this league comes to fruition, the Village would request in addition to their contribution towards the installation of a safety net, they contribute to the maintenance of the field.

Mayor Kaplan stated that Mr. Arthur Jensen, owner of a bungalow colony on Route 52, visited him at his office to discuss a water situation. In the past Mr. Jensen received water from Lake Marantanza. Since Hurricane Irene occurred causing damage to that line he has not had any water on his property and would like to install a water line. It was requested that Attorney Berger prepare a letter to Mr. Jensen in response as to how this could be accomplished.

MANAGER'S REPORT

Manager Sheeley spoke about an upcoming meeting of the New York Rising committee that will determine what the funding received from the Governor's office for emergency preparedness will be used for. Mayor Kaplan stated that the local committee of NY Rising is advocating the funds be used at the hospital to provide shelter for residents that need medical attention. Discussion ensued about the possibility of using these funds for an emergency shelter, not just medical, assisting emergency personnel and work that needs to be done on the creek beds and the creation of walkways by the creek. It was requested that the Village Clerk generate a letter to the local committee, Town of Wawarsing, Ellenville School District and the Village Board stating that after hearing the initial proposal for these funds, that we have concerns with this plan and would like all the entities to meet to discuss future plans.

Manager Sheeley also spoke about a letter she received from the NYS Financial Structure Board in reference to looking at the Village's financial records and make recommendations or suggestions if necessary. Mayor Kaplan requested that a representative be invited to our next board meeting to discuss their program.

Manager Sheeley and Don Schmalzle from Barton & Loguidice spoke about the drainage problem on Campwood Lane. Mr. Schmalzle stated that the swale does not go into the culvert since it is crushed and suggested that a new culvert be installed. Different ideas were discussed and the board requested a diagram of what this project would entail.

TREASURER'S REPORT

Treasurer Polkoski stated that the Financial Report has been filed by our auditors and if a board member would like a copy she has them available.

ATTORNEY'S REPORT

Water Line Easement – Honor's Haven Resort & Spa – Attorney Berger discussed with Board members an agreement reached with Honor's Haven in reference to a water agreement and easement and requested the board authorize the Mayor to sign this.

VILLAGE OF ELLENVILLE RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT #101613-4

Introduced by Trustee Steinhoff, Seconded by Deputy Mayor Younger
WHEREAS, the Village Board of the Village of Ellenville desires to enter into an Agreement between the Village of Ellenville and Fallsview Hotel, LLC, as successor to the interests of Fallsview Hotel, Inc. and operator of the Honor's Haven Resort & Spa; and

WHEREAS, the Agreement shall confirm Honor's Havens right to draw 28,000 non-cumulative gallons of water per day without charge; installation of a flow meter on Honor's Havens sewer line; and the execution of easement(s) in favor of the Village of Ellenville;

NOW, THEREFORE, the Village Mayor of the Village of Ellenville is authorized to execute the Agreement and Easement(s).

All in favor - Aye - motion carried

This Resolution shall take effect immediately.

**RESOLUTION TERMINATING
SERVICES OF R. WEISS
#101613-5**

Resolution by Trustee Steinhoff, seconded by Trustee Oliveras that be it hereby resolved by the Mayor and Board of Trustees of the Village of Ellenville that effective October 10, 2013, that the services of Rosemary Weiss are hereby terminated pursuant to the provisions of New York State Civil Service Law §73.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
ADVERTISING VACANCY
#101613-6**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras authorizing the Village Manager to advertise to fill the vacancy for Secretary to the Building Inspector.
All in favor - Aye - motion carried

**MOTION RESCINDING
LEASE WITH G. SHEELEY
#101613-7**

Motion by Trustee Oliveras, seconded by Deputy Mayor Younger to rescind the lease agreement with George Sheeley due to conflicts with required liability insurance, retroactive to February 1, 2013 (original motion #011413-5).
All in favor - Aye - motion carried

**MOTION AUTHORIZING
PURCHASE OF STREET LEVEL
LIGHTS
#101613-8**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras authorizing purchase of 9 street-level lights and posts from Red Hook Electric at a cost not to exceed \$15,000.00 as per quote received from Lightspec.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
APPOINTMENT OF
KRISTEN HOLOHAN
#101613-9**

Motion by Trustee Lopez, seconded by Deputy Mayor Younger approving the appointment of Kristen Holohan to the position of Deputy Village Treasurer, part-time 20 hours per week, at a rate of \$16.00 per hour, effective October 17, 2013 upon recommendation of the Village Manager and Village Treasurer pending completion of background investigation.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
APPOINTMENT OF
WARREN DYMOND
#101613-10**

Motion by Trustee Lopez, seconded by Deputy Mayor Younger approving the appointment of Warren "Scott" Dymond to the leave replacement position HMEO/Mechanic at Department of Public Works at a rate of \$18.44 per hour, effective October 17, 2013 upon recommendation of the Village Manager and the Street Department Foreman pending completion of background investigation.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
PAYMENT TO ALTERIS
RENEWABLE
#101613-11**

Motion by Trustee Oliveras, seconded by Deputy Mayor Younger approving payment to Alteris Renewable in the amount of \$17,739.55 in reference to the Wastewater Treatment Plant upon recommendation of Barton & Loguidice.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
PAYMENT TO U.W. MARX
#101613-12**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger approving pay application #25 to U.W. Marx in the amount of \$203,653.69, Wastewater Treatment Plant, upon recommendation of Barton & Loguidice.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
PAYMENT TO NORTON &
CHRISTENSEN
#101613-13**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger approving payment of \$20,464.53 to Norton and Christensen for legal services, Wastewater Treatment Plant.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
UPGRADE TO EXISTING
ALARM DIALER SYSTEM
#101613-14**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras authorizing the upgrade to the existing alarm dialer system via software, Smith Controls at a cost of \$20,647.00 upon the recommendation of the Wastewater Treatment Plant foreman and Village Manager.
All in favor - Aye - motion carried

**MOTION TO TABLE
PURCHASE OF CHAIN LINK
FENCE
#101613-15**

Motion by Trustee Lopez, seconded by Trustee Oliveras to table the purchasing from Ketcham Fencing, Inc. a nylon net, 14' above existing chain link fence at the Berme Road ball field at a cost of \$8,950.00 installed upon recommendation of the Village Manager.
All in favor - Aye - motion carried

**MOTION REJECTING
PROPOSALS-INSULATION,
OVERHEAD DOORS
#101613-16**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to reject proposals received and re-advertise for the Insulation and Overhead Doors for the Street Department upon recommendation of the Village Manager and Building Inspector.
All in favor - Aye - motion carried

**MOTION TO AWARD
FURNANCE FOR STREET
DEPARTMENT
#101613-17**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to award lowest responsible proposal for the installation of a furnace for the Street Department building to Hornbeck Plumbing & Heating in the amount of \$18,900.00 upon recommendation of the Village Manager and Building Inspector.

All in favor - Aye - motion carried

**MOTION AUTHORIZING
PAYMENT TO U.W. MARX
#101613-18**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to accept proposals from Richard Horvath and 770-1304 construction to the exterior doors at the Street Department upon recommendation of the Village Manager and Building Inspector.

All in favor - Aye - motion carried

**MOTION AUTHORIZING
AWARD LOWEST RESPONSIBLE
PROPOSAL
#101613-19**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to award lowest responsible proposal for the exterior doors for the Street Department building to Richard Horvath in the amount of \$6,625.00 upon recommendation of the Village Manager and Building Inspector.

All in favor - Aye - motion carried

**MOTION TO
REAPPOINT PATRICIA
SEGAL-EHA
#101613-20**

Motion by Deputy Mayor Younger, seconded by Trustee Lopez to re-appoint Patricia Segal to the Ellenville Housing Authority effective July 15, 2013 with term expiring July 15, 2018.

All in favor - Aye - motion carried

**MOTION TO
REAPPOINT ERIC
CAFARO-PLANNING BOARD
#101613-21**

Motion by Deputy Mayor Younger, seconded by Trustee Lopez to re-appoint Eric Cafaro to the Ellenville Planning Commission effective July 15, 2013 with term expiring July 15, 2016.
All in favor - Aye - motion carried

**MOTION TO
APPROVE EXPENDITURE
KINSELY POWER
#101613-22**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to approve the expenditure of \$1,320.00 to Kinsley Power Systems for a service contract for new generator upon recommendation of the Village Manager and the Sewer Department Foreman.
All in favor - Aye - motion carried

**MOTION TO
APPROVE EXPENDITURE
CHEMUNG SUPPLY CORP
#101613-23**

Motion by Trustee Oliveras, seconded by Deputy Mayor Younger to authorize an additional amount of \$1,883.50 to Chemung Supply Corporation for the repair of guiderail on Westwood Avenue upon recommendation of Street Department Foreman.
All in favor - Aye - motion carried

**MOTION TO
APPROVE EXPENDITURE
SCHMIDT'S WHOLESALE
#101613-24**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to authorize the expenditure of \$5,214.44 to Schmidt's Wholesale for 36 Badger Profiling meters (water meters) upon recommendation of the Village Manager and Water Department Foreman.
All in favor - Aye - motion carried

BOARD REPORTS

Trustee Steinhoff stated that the paving done on Moulton Street looks good.

MOTION TO ADJOURN
#101613-24

Motion by Trustee Steinhoff, seconded by Trustee Lopez to adjourn to Executive Session to discuss contractual matters not to reconvene to Public Session at 8:30 p.m.

Respectfully submitted,

Noreen Dechon
Village Clerk