

Village of Ellenville
Board Meeting
Monday, January 9, 2012

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

Mayor Kaplan welcomed Ulster County Comptroller Elliott Auerbach and Town Supervisor Scott Carlsen.

Mayor Kaplan reported that he has received some exciting news from T-Mobile. They are interested in renting a space on the government center roof.

Mayor Kaplan further stated that the Village looks forward to having regular meetings with the Town of Wawarsing such as exploring the possibility of the Town and Village working together with the Fire District to build a permanent site in the Village. This site could serve as a temporary shelter during any emergency. Also during these meetings with the Town of Wawarsing the Mayor would like to include discussion about a reevaluation of properties within the Township.

**APPROVAL OF
MINUTES
#010912-1**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to accept the minutes of December 12, 2011 as amended.
All in favor - Aye - motion carried

Betty Grosfent, 1 Brook Street, questioned the board about why the Village hasn't fixed a sinkhole in her yard but we had fixed one at Mrs. Hoar's property. Mrs. Grosfent had a local contractor fix her

sinkhole but is requesting compensation from the Village. Mayor Kaplan suggested that Mrs. Grosfent obtain her own engineer's report proving that the Village was at fault for the sinkhole.

Kimberly Marrero, 4 Bogardus Place, was before the board tonight to discuss overnight parking in the Village. Ms. Marrero has a disabled child and the municipal lots assigned for overnight parking permits are too far from her home. She requested the board make an exception and let her park closer to her home. Deputy Mayor Younger suggested that we assign four parking spaces at the back of the Hunt Memorial Building. Manager Sheeley will look into this matter immediately.

Ron Klein, owner of a logging company, was before the board tonight to request that the \$1,000,000 bond placed on his project by the Village Planning Board be reduced. Mr. Klein intends to harvest approximately 112 trees on a 14-acre lot owned by Helen Winer. The original landing area was originally going to be on Knollwood Drive but Mr. Klein told the board that he wished to move the landing area to Rosenstock Road where there would be less liability. Village Board members stated that since the Planning Board placed the requirement that Mr. Klein should return to the Planning Board.

Michelle Heinen was before the board tonight requesting permission to close off Glenwood Court on Friday, June 22 and Saturday, June 23 along with the Bonitz family for their children's graduation. They are also seeking permission to erect a tent on that street during the time period. Mayor Kaplan requested that Mrs. Heinen obtain letters of support from her neighbors as well as a drawing of where the tent would be erected and to coordinate this event with the Chief of Police.

Elliott Auerbach stated that he was disappointed at the Village Board's reaction to the logging issue. Mr. Auerbach feels that the Village is putting its residents in harm's way. Mr. Auerbach is concerned with the run off water and the board should also consider the densely populated area in which the harvest is proposed.

Time Warner Cable – Correspondence received in reference to additions/deletions of cable channels.

Joel Schreibman – Draft letter from the board to review before sending to the NYS Public Service Commission.

Historic Preservation Commission – Meeting has been scheduled for January 30 from 6:00 p.m. – 8:00 p.m. to meet with representatives from the State in reference to creating a Historic Downtown District.

Mario DiMisa – Letter received in reference to the sidewalk in front of his property. Manager Sheeley will draft a letter of response with Attorney Berger reviewing it.

POLICE DEPARTMENT

Chief Mattracion reviewed with board members his annual report. Discussion ensued about the rise of domestic calls, animal complaints as well as traffic stops. Mayor Kaplan requested that a log sheet be compiled as to the number of times the Village Police assist outside agencies.

MANAGER'S REPORT

Manager Sheeley reported to board members some serious issues in reference to a deficit in the water revenues. As of now the water fund is in a deficit of \$259,749 and is continuing to grow at a rate of \$30,000 monthly. With the board's approval she will ask the Water Commission to recommend to the Board of Trustees a raise in the water rates and a possible one time assessment to cover the deficit.

**MOTION TO
APPROVE EXPENDITURE
TO REPAIR BOY IN BOOT
#010912-2**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to authorize the expenditure of \$600 to Matthew Pozorski for the repair to "Boy in the Boot".
All in favor - Aye - motion carried

Manager Sheeley reported to board members that she had received a call from the Department of State informing her that there is still \$5,000 in funding left for the Resnick Park. Also we have applied for a lighting grant for Liberty Square.

**MOTION TO
SCHEDULE BUDGET
WORKSHOP
#010912-2**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to schedule a Budget Workshop on Monday, February 27, 2012 at 6:00 p.m.
All in favor - Aye - motion carried

TREASURER'S REPORT

Treasurer Polkoski asked the board if they had any questions in reference to the Treasurer's Report. And reviewed with board members the corrections needed for the audit meeting.

ATTORNEY'S REPORT

Attorney Berger stated that he has not received any response from Time Warner Cable in reference to his correspondence dated December 14th. Mayor Kaplan would like Attorney Berger to send another letter to Time Warner Cable informing them that the Mayor is suggesting that all cable fees from our residents be put into a Village escrow account and held there until such time Time Warner Cable refunds the money owed to residents and pays the delinquent cable franchise fees.

BUILDING DEPARTMENT

Code Enforcer Schug gave to board members a copy of the Town's ordinance for timber/harvesting. Attorney Berger will review and find other Villages that may have timber/harvesting laws.

Also discussed was an amendment to the Village Code in reference to "when you need a building permit." Mayor Kaplan requested that when a property owner is constructing or resurfacing a driveway, you will need a building permit. Draft legislation will be done and presented to board members at a future meeting.

RESOLUTIONS

**MOTION TO
APPROVE PAYMENT
TO U.W. MARX, INC.
#010912-3**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff approving payment #6 to U.W. Marx, Inc. in the amount of \$481,183.68 in reference to the new Wastewater Treatment Plant Project upon recommendation of Barton and Loguidice.
All in favor - Aye - motion carried

**MOTION TO
APPROVE PAYMENT
TO U.W. MARX, INC.
#010912-4**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff approving payment #7 to U.W. Marx, Inc. in the amount of \$1,135,789.17 in reference to the new Wastewater Treatment Plant Project upon recommendation of Barton and Loguidice.
All in favor - Aye - motion carried

**MOTION TO
APPROVE PAYMENT
TO S&O CONSTRUCTION
#010912-5**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff approving payment #1 to S & O Construction Services, Inc. in the amount of \$6,973.00 in reference to the new Wastewater Treatment Plant Project upon recommendation of Barton and Loguidice.

All in favor - Aye - motion carried

**MOTION TO
APPROVE PAYMENT
TO J & J SASS ELECTRIC
#010912-6**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff approving payment #3 to J& J Sass Electric, Inc. in the amount of \$206,530 in reference to the new Wastewater Treatment Plant Project upon recommendation of Barton and Loguidice.

All in favor - Aye - motion carried

**MOTION TO
APPROVE PAYMENT
TO SIEWERT EQUIPMENT
#010912-7**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras approving the expenditure of \$2,946.00 to Siewert Equipment for emergency repairs at the Roslyn Street Pump Station.

All in favor - Aye - motion carried

**MOTION TO
REAFFIRM PAYMENT
TO SCHMIDT'S WHOLESALE
#010912-8**

Motion by Trustee Lopez, seconded by Trustee Oliveras reaffirming authorization for the purchase of fire hydrants from Schmidt's Wholesale in the amount of \$13,628.43 upon recommendation of Village Manager and Water Superintendent.

All in favor - Aye - motion carried

**MOTION AUTHORIZING
VOE AS APPLICANT FOR
GRANT UNDER CLG2012 GRANT
#010912-9**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Village of Ellenville as applicant for a grant under the Certified Local Government 2012 Grant.

All in favor - Aye - motion carried

**MOTION APPROVING
CORRECTION OF AUDIT
REPORT
#010912-10**

Motion by Trustee Steinhoff, seconded by Trustee Lopez approving the correction of the attached audit report dated December 12, 2011 as requested by the Village Treasurer.
All in favor - Aye - motion carried

**MOTION TO TABLE
TAX LIEN FORECLOSURE
AGREEMENT WITH UC
#010912-11**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger tabling the authorization of the Mayor to execute a Tax Lien Foreclosure Agreement with Ulster County.
All in favor - Aye - motion carried

Mayor Kaplan requested that the Village Attorney send a letter requesting a meeting with the County Executive and the Finance Commissioner to discuss how this proposal does not meet the Village's needs.

**MOTION TO SCHEDULE
WORKSHOP MEETING
WITH AUDITORS
#010912-12**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to schedule a workshop meeting with the accounting firm of Cooper, Nieman for January 23, 2012 at 6:30 p.m.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
MAYOR TO SIGN
DWI AGREEMENT
#010912-13**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Mayor to execute a Stop DWI agreement with Ulster County.
All in favor - Aye - motion carried

**MOTION TO HIRE
KENNETH JETER
#010912-14**

Motion by Deputy Mayor Younger, seconded by Trustee Lopez to hire Kenneth Jeter, as a part time laborer for the Department of Public Works at an hourly rate of \$10.40, no benefits, effective January 11, 2012.
All in favor - Aye - motion carried

**MOTION TO
APPROVE EXPENDITURE
TO PUROCLEAN
#010912-15**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to authorize the expenditure of \$23,157.56 to PuroClean Emergency Restoration for mold remediation as recommended by the Village Manager & Building Inspector.
All in favor - Aye - motion carried

**MOTION TO
APPROVE EXPENDITURE
TO KMA
#010912-16**

Motion by Trustee Oliveras, seconded by Deputy Mayor Younger to authorize the expenditure of \$3,490 to KMA for building a security wall on the second floor of the Government Center as recommended by the Village Manager and Building Inspector.
All in favor - Aye - motion carried

**MOTION TO
APPROVE EXPENDITURE
TO ARKEL MOTORS
#010912-17**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to authorize the expenditure of \$1,145.12 to Arkel Motors for repair to the Street Department dump truck #6 as recommended by Street Department foreman and approved by the Village Manager.

**MOTION TO
AUTHORIZE TO BID
FOR NEW DUMP TRUCK
#010912-18**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to authorize the Village Manager to go out bid for a new dump truck for the Street Department. Bids are returnable at noon on February 10, 2012.
All in favor - Aye - motion carried

**MOTION TO SCHEDULE
GRIEVANCE NIGHT
#010912-19**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to schedule a meeting for Grievance Night on Tuesday, February 28, 2012 between the hours of 4:00 p.m.-8:00 p.m.
All in favor - Aye - motion carried

ADJOURN

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to adjourn at 9:05 p.m.

All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon
Village Clerk