

Village of Ellenville
Board Meeting
Monday, November 24, 2014

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	Absent w/notice
Trustee Efrain Lopez	Present
Trustee Francisco Oliveras	Arrived at 7:30 pm
Trustee Patricia Steinhoff	Present

ALSO PRESENT

Linda Polkoski, Village Treasurer
Peter Berger, Village Attorney
Brian Schug, Code Enforcement Officer
Noreen Dechon, Village Clerk

PRESENTATION

Mayor Kaplan presented a Certificate of Appreciation to Daisy Troop #60002 for the work they did on the entrance of the Rail Trail this past Fall.

MINUTES

#112414-1

Motion by Trustee Lopez, seconded by Trustee Steinhoff to accept the minutes of October 27, 2014 as presented.
All in favor - Aye - motion carried

Motion by Trustee Steinhoff, seconded by Trustee Lopez to accept the minutes of November 10, 2014 as presented.
All in favor - Aye - motion carried

**MOTION TO
REOPEN PUBLIC
HEARING**

#112414-2

Motion by Trustee Steinhoff, seconded by Trustee Lopez to reopen the Public Hearing in reference to Modification of Chapter 222-49 – Grease, Oil and Sand at 7:10 p.m.
All in favor - Aye - motion carried

**MOTION TO
CONTINUE PUBLIC
HEARING
#112414-3**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to continue the Public Hearing in reference to Modification of Chapter 222-49 – Grease, Oil and Sand at 7:11 p.m.
All in favor - Aye - motion carried

**PETITIONERS &
CORRESPONDENCE**

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

Aroma Thyme Vintage Run - Request received to host the 2nd Annual Aroma Thyme Vintage Run to take place at Aroma Thyme Bistro on February 22, 2015.

**MOTION TO
APPROVE AROMA
THYME VINTAGE
RUN
#112414-4**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to approve the Aroma Thyme Vintage Run on February 22, 2015 pending approval by the Chief of Police of the proposed route and a Certificate of Insurance naming the Village as additional insured.
All in favor - Aye - motion carried

**MOTION TO
APPOINT ARTHUR
LUKOFF-ZBA
#112414-5**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to appoint Dr. Arthur Lukoff to the vacant position on the Zoning Board of Appeals effective immediately. Term of office expires 7/15/15.
All in favor - Aye - motion carried

Debbie Davis and Mary Sheeley spoke to board members about the annual Toy Chest Program. They are requesting that the program stay the same whereby parents receive the presents before the holidays so children will have a gift on Christmas morning. Mayor Kaplan urged Chief

Mattracion and his staff to support the current program as it is and the Village Board applaud the PBA for their efforts.

John Gavaris – spoke about the Town of Wawarsing’s move to relocate the Emergency Operation Headquarters to a flood plain area. Mayor Kaplan stated that the Board appreciates Mr. Gavaris’ efforts on behalf of the Village and agrees with Mr. Gavaris that headquarters for the Village should be in Village Hall.

POLICE

Chief Mattracion updated the Board on upcoming training for his staff as well as recent events that have taken place. The Chief spoke about his department’s need for body cameras as well as camera in the processing room and stairwells. Mayor Kaplan requested that the Chief inquire about funding available for these cameras and requested that a letter be written to our State and Federal elected officials requesting assistance in obtaining these funds.

MANAGER’S REPORT

Manager Stoeckeler presented a response letter for the Information Technology audit conducted by the NYS Comptroller’s Office to Board members for their approval.

MOTION TO APPROVE AUDIT RESPONSE #112414-6

Motion by Trustee Lopez, seconded by Trustee Steinhoff approving the response letter to the NYS Comptroller’s Office in reference to a recent Information Technology audit.

All in favor - Aye - motion carried

Community Garden – Center Street – this garden is overgrown and is an eyesore. It was discussed that next Spring this garden be moved to the Mill Street Park and Manager Stoeckeler will contact Community Action.

Manager Stoeckeler also spoke about a letter received from NYMIR (our insurance company) with recommendations of some items that needed attention at the Street Department. The majority of their recommendations have been corrected with the exception of the basketball courts which will be repaired in the Spring.

Interviews for the position of Municipal Worker I are scheduled for tomorrow and Manager Stoeckeler will keep the board apprised.

Complete Streets – resolution in support of a joint venture with the Town of Wawarsing.

**MOTION TO
APPROVE COMPLETE
STREETS POLICY
#112414-7**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to approve the below resolution subject to attorney review.

A Resolution related to the establishment of a Complete Streets policy in the Village of Ellenville and the creation of a joint Village of Ellenville and Town of Wawarsing Complete Streets Advisory Council (CSAC).

Definitions

"Complete Streets" means streets that are designed and operated to enable safe access for all users, in that pedestrians, bicyclists, motorists and public transportation users of all ages and abilities are able to safely move through the transportation network.

"Complete Streets Program" is a system of implementing Complete Streets.

"Multimodal transportation" refers to various modes of transportation (walking, bicycling, automobile, public transit, etc.).

"Pedestrian" refers to a person on foot, in a wheelchair, on skates, or on a skateboard.

WHEREAS, Complete Streets provide a numerous benefits to communities where they are built including, but not limited to increased transportation access for older adults, youth, and people with disabilities, transportation choices and safety for all, improved health outcomes, economic development opportunities, lower air pollutant emissions from motorized transport, and environmental sustainability.

WHEREAS, the Village of Ellenville passed a Complete Streets policy in September of 2012 encouraging a complete streets approach to enhance community and economic development and recreation.

WHEREAS, the Village was awarded a Safe Routes to School grant in 2012 to improve the safety of roads on the way to school for children who are pedestrians.

WHEREAS, it is the Town of Wawarsing's intention to connect streets with the Rail Trail and the parks.

WHEREAS, the Village of Ellenville's 2009 Comprehensive Plan presents a vision for vibrant and safe streets and creates a transportation system that supports a connected, creative community.

WHEREAS, the Ellenville D&H Trail, which will connect the existing D&H/O&W Trail from the Rochester Town Line to Wurtsboro in Sullivan County and will include a connector route to the Lundy property conservation area was recommended as a next phase project in the 2008 Ulster County Non-motorized Transportation Plan.

WHEREAS, the Town of Wawarsing's 2006 Comprehensive Plan seeks to reinforce a Smartgrowth pattern of development, emphasizing intense uses concentrated in the hamlets and centers that have the infrastructure to support them, uses of lower intensity encouraged in outlying areas amid open space.

WHEREAS, New York State and Ulster County have each adopted Complete Streets policies, which promote safe and accessible multimodal transportation aimed at furthering public health, safety, welfare, economic, and environmental well-being;

NOW THEREFORE BE IT RESOLVED, the Village of Ellenville hereby recognizes the importance of creating Complete Streets through the planning, design, budgeting and implementation of local highway, street and sidewalk projects undertaken by and in the Village that enable safe multi-modal transportation for pedestrians, bicyclists, public transit users, motorists, emergency responders, and people of all ages and abilities, including children, youth, families, older adults and individuals with disabilities; and

BE IT FURTHER RESOLVED, that the Village Board hereby establishes the Ellenville/Wawarsing Complete Streets Advisory Council to advise the Village and Town on Complete Streets policy and projects and to ensure implementation of this Complete Streets policy;

BE IT FURTHER RESOLVED, that the Village Board hereby establishes a Complete Streets policy as follows:

Engineering: When doing upgrades to transportation infrastructure the Village Street Department and the Village Planning Board shall provide safe and efficient accommodation of pedestrians and bicyclists by

incorporating Complete Streets concepts, design features and practices in the planning, design, budgeting and implementation of streets and sidewalk improvement projects undertaken by the Village of Ellenville.

1. The inclusion of Complete Streets facilities shall be consistent with the scope of the construction or improvement project, sensitive to the surrounding environment and land uses, and shall not be disproportionate with the cost of the larger project.
2. Complete Streets facilities may be planned, designed, developed, and maintained in accordance with bicycle and pedestrian facility guidelines adopted by the United States Department of Transportation, New York State Department of Transportation, the American Association of State Highway and Transportation Officials, and Complete Streets design standards created by the Complete Streets Advisory Council and approved by the Village.
3. If the Village Planning Board determines that the inclusion of bicycle and/or pedestrian facilities are unable to be accommodated on a roadway or within the public right-of-way proposed for construction or improvement, the Village Planning Board shall provide said determination in writing, with supporting documentation, to the Town and Village Boards for their information.
4. The Village requests that the New York State Department of Transportation and Ulster County use a Complete Streets approach when constructing or reconstructing streets in the Village.

Education and Encouragement: The Village supports the promotion of walking and bicycling for health, fitness, transportation and recreation through events, programs and other educational activities which benefit residents, students, businesses and visitors of all ages and abilities. These activities can be supported by the Complete Streets Advisory Council in partnership with the Ellenville School District, the Ellenville Police Department, non-profit organizations, health organizations, businesses related to walking and bicycling, and other partners.

Enforcement: The Ellenville Police Department will provide a balanced enforcement of the New York State Vehicle and Traffic law for motorists, pedestrians and bicyclists. This will include enforcement of pedestrian's right-of-way in crosswalks, bicyclists riding with traffic and all modes sharing roads safely. The Village will provide code enforcement relating to streets and sidewalks.

Evaluation: The Complete Streets Advisory Council will report progress on its objectives and strategies annually to the Town and Village Boards and will make recommendations as needed. They shall review the Complete Streets policy annually and recommend updates to the Town and Village Boards.

BE IT FURTHER RESOLVED, that in the first year the Complete Streets Advisory Council will develop an action plan to prioritize efforts to identify and plan for Complete Streets projects or initiatives.

BE IT FURTHER RESOLVED, that the Complete Streets Advisory Council shall be formed as follows:

Composition of the CSAC

Numbers of Members: 12

Terms: 2 years staggered. Initial terms will be different for each of the members for 1 year, 2 years, or 3 years.

Membership & Appointment: There will be 12 members of the CSAC, including 9 voting members and 3 non-voting members. The Town and Village will establish a joint Ellenville/Wawarsing Complete Streets Advisory Council made up of citizen appointees and interdepartmental Town and Village employees to oversee the implementation of the Complete Streets policy. The Board of Trustees for the Town of Wawarsing shall appoint six (6) members serving two-year terms of which one (1) will be the Town Supervisor or designee and non-voting, and the Board of Trustees for the Village of Ellenville shall appoint five (5) members serving two-year terms of which one (1) will be the Mayor or designee and non-voting. Appointments shall be made in an effort to represent a variety of recreation, health, leisure and wellness activities as well as diversity with respect to age, race and gender. The ideal, but not required, membership would include: 1 non-driver; 1 active cyclist; 1 representative of wellness; 1 representative of accessibility; 1 representative of recreational activities; 1 representative of businesses; 1 police officer; 1 motorcyclist; and 1 commercial driver. One more non-voting member shall be a representative of the state or county transportation planning organizations. The Boards may remove any member of the CSAC for misconduct or neglect of duty as will be defined in the Council bylaws. Vacancies on the CSAC occasioned by removal, resignation or for any other cause shall be filled by a replacement for the remainder of the term.

Qualifications: Resident, business owner, or employee of the Town of Wawarsing or Village of Ellenville.

Meetings

The CSAC shall conduct an organizational meeting to determine its bylaws, including, but not limited to: a regular meeting schedule, protocols for quorum or consensus, attendance policy, unscheduled absences and the appointment of officers. The Village and Town Boards require that meeting minutes be submitted to the Village and Town Clerks following each meeting.

Public Input

The Complete Streets Advisory Council is an advisory committee to the Boards of Trustees of the Town of Wawarsing and the Village of Ellenville and is open to the public. Individuals and organizations wishing to speak before the CSAC shall adhere to rules set forth by the CSAC in its bylaws.

All in favor - Aye - motion carried

TREASURER'S REPORT

Treasurer Polkoski reviewed with board members the resolutions that she has on tonight's agenda.

BUILDING DEPARTMENT

Code Enforcer Schug spoke about a letter he received in reference to 32 Chapel Street where the property owner has stated that he is not receiving any monetary compensation for the rental of his home.

**MOTION TO DENY
PROPERTY OWNER'S
REQUEST FOR A WAIVER
FOR A CERTIFICATE
OF RENTAL SAFETY
#012414-8**

Motion by Trustee Steinhoff, seconded by Trustee Lopez denying property owner of 32 Chapel Street request for a waiver from obtaining a certificate of rental safety.

All in favor - Aye - motion carried

Code Enforcement Officer Schug also spoke about a proposal he obtained to apply for a community foundation grant to receive funds to construct a solar powered greenhouse for the Village. Board members spoke about

the possibility of requesting Community Action apply for this grant to construct this greenhouse at the Mill Street Park.

RESOLUTIONS

MOTION APPROVING CORRECTION OF AUDIT REPORT #112414-9

Motion by Trustee Lopez, seconded by Trustee Steinhoff approving the attached correction of audit report dated 11/10/14 upon recommendation of the Village Treasurer.

All in favor - Aye - motion carried

MOTION APPROVING BUDGET AMENDMENT #112414-10

Motion by Trustee Steinhoff, seconded by Trustee Lopez approving the attached budget amendment upon recommendation of the Village Treasurer.

All in favor - Aye - motion carried

MOTION APPROVING APPROPRIATION TRANSFERS #112414-11

Motion by Trustee Steinhoff, seconded by Trustee Oliveras approving the attached appropriation transfers upon recommendation of the Village Treasurer.

All in favor - Aye - motion carried

**MOTION AUTHORIZING
REFUNDING BONDS
#112414-12**

Motion by Trustee Steinhoff, seconded by Trustee Lopez authorizing the following resolution:

Authorizing the issuance pursuant to Section 90.00/90.10 of the Local Finance Law of refunding bonds of the Village of Ellenville, Ulster County, New York, to be designated substantially "Public Improvement Refunding (Serial) Bonds" and providing for other matters in relation thereto and the payment of the Bonds to be refunded thereby.

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

Motion passed.

**MOTION APPOINTING
ERIC CAFARO-EHA
#112414-13**

Motion by Trustee Oliveras, seconded by Trustee Steinhoff appointing Eric Cafaro to the Ellenville Housing Authority Commission effective immediately.

All in favor - Aye - motion carried

**MOTION APPROVING
EXPENDITURE HOFFMAN
EQUIPMENT
#112414-14**

Motion by Trustee Lopez, seconded by Trustee Steinhoff approving the expenditure of \$4,800 to Hoffman Equipment for loader rental for one month upon recommendation of the Street Department Foreman.

All in favor - Aye - motion carried

**MOTION ACCEPTING
RESIGNATION OF
ROSEL BANKS
#112414-15**

Motion by Trustee Lopez, seconded by Trustee Oliveras accepting the resignation of Rosel Banks with regret for purposes of retirement effective November 24, 2014.

All in favor - Aye - motion carried

**EXECUTIVE SESSION
#112414-16**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to adjourn into Executive Session at 7:55 p.m. to discuss personnel issues.

All in favor - Aye - motion carried

**MOTION TO RECONVENE
TO PUBLIC SESSION
#112414-17**

Motion by Trustee Lopez, seconded by Trustee Steinhoff to reconvene into Public Session at 8:02 p.m.

All in favor - Aye - motion carried

**MOTION AUTHORIZING
MOA WITH WHITE
COLLAR UNIT-750
#112414-18**

Motion by Trustee Steinhoff, seconded by Trustee Lopez authorizing the Village Manager to sign a Memorandum of Agreement with the White Collar Unit of Local 750 where after six months from date of re-employment the Clerk to the Justice will receive a \$850.00 increase in salary based upon prior experience.

All in favor - Aye - motion carried

MOTION TO ADJOURN

Motion by Trustee Steinhoff, seconded by Trustee Lopez to adjourn the meeting at 8:05 p.m.

All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon
Village Clerk

