

Village of Ellenville
Board Meeting
Monday, March 12, 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
Linda Polkoski, Village Treasurer
Philip Mattracion, Police Chief
Peter Berger, Village Attorney
Brian Schug, Code Enforcer Schug
Noreen Dechon, Village Clerk

Mayor Kaplan introduced Chairperson Terry Bernardo of the Ulster County Legislative. Legislative Bernardo stated that since she has been elected Chairperson she has been visiting all the Towns and Villages to introduce herself and questioned if there was anything the County can do to help the local municipalities. Mayor Kaplan stated that the Villages in our County are not made whole for taxes that are not collected and requested that the County look into this matter since it would benefit the Village tremendously.

**PETITIONERS &
CORRESPONDENCE**

Time Warner Cable - Correspondence in reference to channel additions/deletions.

Ellenville/Wawarsing Youth Commission Minutes – The Village Board acknowledged receipt of their minutes.

EWCOG – Request from the Chamber of Commerce for the Village’s assistance in reference to the Shawangunk Mountain Blueberry Festival being held on August 11, 2012 for street closures and police personnel. Mayor Kaplan requested that the Chief of Police contact the Chamber to coordinate efforts.

Mayor Kaplan read a letter that he received from the U.S. Department of Justice complimenting Chief Mattracion on his recent assistance in apprehending an individual who was believed to be responsible for a number of violent felonies. Mayor Kaplan also commended the Chief on a job well done.

**APPROVAL OF
MINUTES
#031212-1**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to accept the minutes of February 27, 2012 as presented.
All in favor - Aye - motion carried

POLICE DEPARTMENT

Chief Mattracion informed board members of a recent situation that took place where two of his officers performed life saving measures on a male subject. Chief Mattracion presented a Certificate of Meritorious Police Service to Sgt. Jeffrey Van Asselt and Patrolman Anthony Yonne. Ulster County Legislator Bernardo also presented these two officers with Pride of the County certificates.

Chief Mattracion also spoke about several recent incidents involving graffiti on buildings. Some buildings have been painted over and this graffiti is not gang related.

Chief Mattracion requested to attend a seminar on taser guns being held in Syracuse.

**APPROVAL OF
ATTENDANCE TO
SEMINAR-USE OF
TASER GUNS
#031212-2**

Motion by Deputy Mayor Younger, seconded by Trustee Lopez approving the attendance of Chief Mattracion to a seminar in reference to the use of Tasers. This conference will be held on June 11, 2012 in Syracuse, NY in the amount of \$99.00
All in favor - Aye - motion carried

Chief Mattracion informed board members of in-service training that will take place for his department on March 24, 2012.

MANAGER'S REPORT

Service Line Repairs – Manager Sheeley gave to board members a breakdown of the Village costs (for the past fiscal year) since the

Village code had been amended in 2008 in reference to the maintenance of the responsibility for service lines. At this time the Village maintains the portion of the service pipe extending from the corporation top to the curb cock. Discussion ensued about changing this section of the code to read that the Village is responsible for maintenance of the service line to the valve. There is a Public Hearing scheduled at the next board meeting to discuss this further.

Water Rates – At the present time the Water Fund has a deficit of \$259,747. Mayor Kaplan stated that our minimum rate of \$21.00 for the first 5,000 gallons of water used is very low and the Board should consider raising that number. Different minimum rates were discussed and what revenue would be raised by doing so. The Water Fund is incurring a monthly deficit of \$30,000 and board members feel that this issue needs to be addressed now. After a lengthy discussion and many different opinions as how to rectify the deficit and in addition to obtain \$30,000 monthly it was decided that a raise in the minimum rates as well as adding a surcharge to cover the deficit fairly among on the water rates would be instituted.

**MOTION APPROVING
WATER RATES AS OF
APRIL 1, 2012
#031212-3**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger that the following rate schedule be adopted as of April 1, 2012:

<u>Code</u>	<u>Quarterly</u>
100 Residential	\$ 30.00
105 Fire	\$ 30.00
120 Aged	\$ 25.00
200 Commercial	\$ 53.00
205 Residential – Out of District	\$ 53.00
210 Commercial – Out of District	\$125.00

Surcharge – Based Upon Usage

<10,000	\$ 25.00
>10,000 - <30,000	\$ 50.00
>30,000 - <50,000	\$ 85.00
>50,000 - <100,000	\$140.00
>100,000 - <500,000	\$215.00
>5000,000	\$310.00

All in favor - Aye - motion carried

**MOTION AUTHORIZING
VILLAGE MANAGER TO SIGN
LEGAL FEES AGREEMENT
#031212-4**

Motion by Trustee Steinhoff, seconded by Trustee Lopez authorizing the Village Manager to sign an agreement for Legal Fees 2012-2013 with Thomas, Drohan, Waxman, Petigrow & Mayle, LLP at a hourly rate of \$200 for attorneys and \$90 per hour for paralegal services.
All in favor - Aye - motion carried

Berme Road Field – Manager Sheeley spoke about the Berme Road Field and the school’s request for the Village to repair the dugouts and lighting. Mayor Kaplan suggested a town wide Parks Commission and when our Board meets with the Town of Wawarsing Board this should be part of the agenda. In addition a meeting will be scheduled with the School District to sort out the responsibilities of maintaining the field while they are using it.

Budget Workshops – It was the consensus of board members to hold budget workshops beginning at 5:30 p.m. on March 26 & March 28, 2012.

Mayor Kaplan requested that “Neighborhood Walks” be placed on the next agenda.

ATTORNEY’S REPORT

Attorney Berger spoke about an agreement with Country Financial which is scheduled for a vote later this evening.

Timber Harvesting – discussion will be scheduled at the next board meeting.

BUILDING DEPARTMENT

Ellenridge Booster Pump Station - Mayor Kaplan inquired about the status of this project and Code Enforcer Schug responded that he spoke to the Ulster County Health Department today.

RESOLUTIONS

**MOTION AUTHORIZING
BOND RESOLUTION
#031212-5**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras authorizing a bond resolution for the issuance of up to \$127,000 aggregate principal amount serial bonds to finance the costs of the

acquisition of machinery and apparatus for construction and maintenance.

Roll Call Vote:

Mayor Kaplan	Aye
Deputy Mayor Younger	Aye
Trustee Lopez	Aye
Trustee Oliveras	Aye
Trustee Steinhoff	Aye
Motion passed	

**MOTION APPROVING
PAYMENT TO U.W. MARX
#031212-6**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger approving payment #8 to U.W. Marx, Inc. in the amount of \$301,441.61 in reference to the new Wastewater Treatment Plant Project upon recommendation of Barton and Loguidice.
All in favor - Aye - motion carried

**MOTION APPROVING
PAYMENT TO S&O CONSTRUCTION
#031212-7**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras approving payment #2 to S & O Construction Services, Inc. in the amount of \$3,993.76 in reference to the new Wastewater Treatment Plant Project upon recommendation of Barton and Loguidice.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
MAYOR TO EXECUTE
AGREEMENT WITH
COUNTRY FINANCIAL
#031212-8**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Mayor to execute an agreement between the Village of Ellenville and Country Financial Services, Inc.
All in favor - Aye - motion carried

**MOTION APPROVING
DELINQUENT TAXES
TO BEGIN FORECLOSURE
PROCESS
#031212-9**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras approving attached delinquent taxes from 2010 and prior to begin the foreclosure process.
All in favor - Aye - motion carried

**MOTION AUTHORIZING
REQUEST FOR PROPOSAL
FOR SERVICES OF TITLE
COMPANY
#031212-10**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras authorizing Village Manager to prepare a Request for Proposal to obtain the services of a Title Company to start tax foreclosure proceedings.

All in favor - Aye - motion carried

**MOTION THE SALE
OF EXCESSED PROPERTY
#031212-11**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the sale of Village vehicles and sander:

1985 Chevy Truck - \$500; 2005 Ford Crown Victoria - \$300 and a Sander - \$200.

All in favor - Aye - motion carried

**MOTION ISSUING A
NEG DECLARATION
FOR STREET LIGHTING
#031212-12**

Motion by Trustee Oliveras, seconded by Deputy Mayor Younger issuing a Negative Declaration determining that the installation of street lighting at Liberty Square would not have a significant effect upon the environment.

Roll Call Vote:

Mayor Kaplan Aye

Deputy Mayor Younger Aye

Trustee Lopez Aye

Trustee Oliveras Aye

Trustee Steinhoff Aye

Motion passed

**MOTION REAFFIRMING
AUTHORIZATION FOR
PAYMENT TO PUROCLEAN
#031212-13**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger reaffirming authorization of payment to PuroClean in the amount of \$2,441.64 for Mold Remediation on the 5th floor of the Government Center.

All in favor - Aye - motion carried

**MOTION SCHEDULING
PUBLIC HEARING FOR
2012/13 BUDGET
#031212-14**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to schedule Public Hearing for 2012/2013 Budget on April 9, 2012 at 7:15 p.m.

All in favor - Aye - motion carried

**MOTION REAFFIRMING
LEASE OF COPY MACHINE
FOR POLICE DEPARTMENT
#031212-15**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger reaffirming authorization for the Village Manager to sign a lease agreement for a copy machine for the Police Department. This lease is for thirty six (36) months at a monthly price of \$279.00.

All in favor - Aye - motion carried

BOARD REPORTS

Deputy Mayor Younger spoke about the damage done on Ida Lane, Roslyn Street and Clinton Avenue during Hurricane Irene.

Deputy Mayor Younger also spoke about the PILOT agreements currently in existence and requested that Attorney Berger review them. In addition the Village should review tax exempt properties in the Village not being used as not-for-profit use.

**MOTION REQUESTING
ASSESSOR TO REVIEW
PROPERTY AT 198 CANAL
#031212-16**

Motion by Deputy Mayor Younger, seconded by Trustee Lopez to request the Village Assessor review and determine if the building at 198 Canal Street is not being used as a not-for-profit building and if it is not, to place this parcel on the tax rolls.

All in favor - Aye - motion carried

Trustee Steinhoff commented that the Youth Commission is still hiring for summer employment. Applications are in Town Hall and at the School.

Trustee Steinhoff also questioned the possibility of paying Village taxes in two payments.

**ADJOURN
IN EXECUTIVE
SESSION
#031212-17**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to enter into Executive Session at 8:55 p.m. to discuss personnel and real estate matters and not to reconvene into Public Session.
All in favor - Aye - motion carried