

Village of Ellenville  
Village Board Meeting  
Monday, April 11, 2011

Board members met at 6:30 p.m. for the Audit portion of the meeting.

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

<b>ROLL CALL</b>	Mayor Jeffrey Kaplan	Present
	Deputy Mayor Raymond Younger	Present
	Trustee Efrain Lopez	Present
	Trustee Francisco Oliveras	Present
	Trustee Patricia Steinhoff	Present

**ALSO PRESENT**

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

**APPROVAL OF  
MINUTES  
#041111-1**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to accept the minutes of March 28, 2011.  
All in favor - Aye - motion carried

**PETITIONERS &  
CORRESPONDENCE**

Howard Osterhoudt, representing the Shawangunk Country Club, spoke to board members about a broken culvert pipe on their property that runs from the Village's catch basin. There was a difference of opinion as to who damaged this pipe and Mr. Osterhoudt stated that he would do the work to repair this pipe but is requesting that the Village contribute towards the materials.

**MOTION TO  
CONTRIBUTE TO  
CULVER PIPE  
#041111-2**

Motion by Trustee Lopez, seconded by Trustee Oliveras that the Village of Ellenville contribute \$750.00 towards the purchase of a new culvert pipe with a letter of understanding from the

Shawangunk Country Club that the pipe is on private property and is not on Village property and our responsibility.

All in favor - Aye - motion carried

Christ Ministries Baptist Church – Letter received requesting the closing of Market Street on May 1, 2011 for a Dance Festival.

**MOTION AUTHORIZING  
THE CLOSING OF  
MARKET STREET  
#041111-3**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras granting permission to Christ Ministries Baptist Church for the closing of Market Street on May 1, 2011 between the hours of 3:00 p.m.-7:00 p.m. for the purpose of having a Dance Festival. This permission is contingent upon receiving a Certificate of Insurance from the Church.

All in favor - Aye - motion carried

Asha Golliher and Deborah Stack from the Ellenville Public Library and Museum were before the board tonight to discuss three events they are hosting and requesting permission from the Village of Ellenville for the following:

1 - May 5, 2011 at 5:00 p.m. to hold a small parade down Canal Street with a police escort in honor of Cinco de Mayo;

2 – May 20, 2011 from 2:00 p.m.-6:00 p.m. closing Liberty Square for a presentation of “Lincoln Live at Liberty Square” and;

3 – June 11 & 12, 2011 – Civil War Encampment on the Center Street lawn of the library which would need Village permission to host this encampment and for small contained fires to be allowed.

**MOTION TO OPEN  
PUBLIC HEARING  
FOR THE 2011/2012  
BUDGET  
#041111-4**

Motion by Trustee Lopez, seconded by Deputy Mayor Younger to open the public hearing at 7:15 p.m. for the 2011/2012 budget.

All in favor - Aye - motion carried

**MOTION TO ADJOURN  
PUBLIC HEARING  
FOR THE 2011/2012  
BUDGET  
#041111-5**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to adjourn the public hearing at 7:16 p.m. for the 2011/2012 budget.  
All in favor - Aye - motion carried

Ellenville Public Library & Museum – Discussion continued in reference to their request to host several events and it was decided that Chief Mattracion meet with Mrs. Golligher to discuss these and make his recommendations to the Village Board.

Honor's Haven Resort & Spa – Tanya Driever and Pilsun Pyum were before the board tonight to discuss the grounds and appearance of the Nevele Resort. Mayor Kaplan responded that unfortunately the Nevele is out of our jurisdiction and suggested that they contact Supervisor Distel and appear before a Town Board meeting.

**MOTION TO REOPEN  
PUBLIC HEARING  
FOR THE 2011/2012  
BUDGET  
#041111-6**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to open the public hearing at 7:26 p.m. for the 2011/2012 budget.  
All in favor - Aye - motion carried

Mayor Kaplan stated that New York State has advised the Village that the health insurance and retirement plan will be increased this year by 19%. He further stated that the board has two goals and they are limit the increase of Village taxes by a reasonable amount and try to retain as many jobs as possible.

There was lengthy discussion between board members, village manager and treasurer as well as employees as how to reduce some expenses. One of the major issues discussed was the possible layoffs of personnel as well the cost of health insurance and possible alternatives. In addition engineers' fees and overtime in the departments were discussed.

**MOTION TO ADJOURN  
PUBLIC HEARING  
#041111-7**

Motion by Trustee Oliveras, seconded by Trustee Lopez to adjourn the public hearing in reference to the 2011/2012 budget at 8:30 p.m. to April 25, 2011.

All in favor - Aye - motion carried

**MOTION TO  
SCHEDULE BUDGET  
WORKSHOP  
#041111-8**

Motion by Trustee Oliveras, seconded by Trustee Steinhoff to schedule a Budget Workshop on April 25, 2011 at 6:30 p.m.  
All in favor - Aye - motion carried

**PETITIONERS &  
CORRESPONDENCE  
(continued)**

Time Warner Cable - Correspondence received in reference to additions/deletions of cable channels. Attorney Berger informed board members that he is still awaiting a response from Brenda Parks.

**POLICE**

Chief Mattracion spoke in reference to a request received from the Environmental Protection Agency for the Ellenville Police Department to provide traffic control on Cape Avenue outside of the Village. Chief Mattracion will speak to them about the reimbursement of the costs and will report back to the board.

Also discussed was the parade that the Seventh Day Adventist has requested to hold on April 17, 2011 and Chief Mattracion will meet with them to discuss the final details.

**MANAGER'S REPORT**

Manager Sheeley requested authorization to enter into an agreement with the Rural Business Enterprise Grant for the purpose and installation of a geothermal HVAC system for the Government Center.

**RESOLUTION AUTHORIZING  
THE APPLICATION FOR A  
RURAL BUSINESS ENTERPRISE  
GRANT  
#041111-9**

Resolution by Trustee Steinhoff, seconded by Trustee Lopez:

WHEREAS, the Village of Ellenville has determined that there is a need to purchase and install a geothermal HVAC system for the Government Center located at 2 Elting Court, Ellenville, NY as the current equipment is outdated and inadequate; and

WHEREAS, the Village has the opportunity to lease out two to three floors at the Government Center to a group of expanding local small businesses that has grown out of its current space; and

WHEREAS, by providing room for the businesses to grow, the Village of Ellenville is retaining these companies that as they grow will continue to draw from the area for employment; and

WHEREAS, the Village has approximately 8400 square feet available to rent with the potential of receiving at least \$10 per square foot per year, or \$84,000.00 annually; and

WHEREAS, the Village has undertaken serious negotiations with the aforesaid companies and the companies are interested in renting the now vacant fourth and fifth floors of the Government Center if the Village can provide HVAC to the facility; and

WHEREAS, the replacement of the HVAC at the Government Center will prevent the loss of local jobs; and

WHEREAS, the USDA Rural Business Enterprise Grant (RBEG) is a potential source of funding for the Government Center HVAC project;

"WHEREAS, the United States Department of Agriculture (USDA) Rural Business Enterprise Grant (RBEG) (Catalog of Federal Domestic Assistance # 10.769) is a potential source of funding for the Government Center HVAC project;"

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

The Board of Trustees of the Village of Ellenville:

Section 1. Hereby authorizes the preparation of an application for a Rural Business Enterprise Grant application in the amount of \$99,999.00.

Section 2. The Mayor of the Village of Ellenville is hereby authorized to make, execute, seal and deliver any and all applications, administrative documents and agreements necessary to effectuate this program.

Section 3. The Village will commit to the remaining funds.

A. That the above resolution shall take place immediately.  
All in favor - Aye - motion carried

Village of Ellenville Website - Manager Sheeley stated that the present website will be retained.

## **ATTORNEY'S REPORT**

Attorney Berger presented to board members draft legislation to Section 227-28A in reference to allowing single bedroom apartments be allowed and to be occupied by person determined to be physically handicapped.

Mayor Kaplan requested that the wording be changed to “a physical impairment that would make it difficult for an occupant to navigate stairs.” This would be an application to the Planning Board for them to review.

### **MOTION TO REFER ADDITION OF ZONING CODE TO THE PLANNING BOARD #041111-10**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to refer the above addition with amendments to Section 227-28A for their review and consideration.

All in favor - Aye - motion carried

Kushner's Pond – At the last Village Board meeting a discussion took place about the grate that on this pond and the vandalism that is occurring to our grate.

### **MOTION AUTHORIZING A SIGN AT KUSHNER'S POND #041111-11**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to allow the Manager to craft the language for a sign that will be placed on the grate stating “Village property-tampering will result in prosecution.”

All in favor - Aye - motion carried

## **TREASURER'S REPORT**

### **MOTION AUTHORIZING BUDGET TRANSFERS & AMENDMENTS #041111-12**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to authorize the attached budget transfers and amendments.

All in favor - Aye - motion carried

**MOTION AUTHORIZING  
2011/2012 BUDGET AMENDMENTS  
#04111-13**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to reduce the 2011/2012 budget in the amount of \$65,908 which would bring the current tax increase to 9.7%

Board of Trustees	A1010.4	\$300	\$250	-\$50
Village Justice	A1110.4	\$5,500	\$5,000	-\$500
Manager	A1230.4	\$1,000	\$450	-\$550
Treasurer	A1325.4	\$600	\$252	-\$348
Assessment	A1355.4	\$10,000	\$9,200	-\$800
Tax Adv & Expense	A1362.4	\$1,000	\$900	-\$100
Clerk	A1410.4	\$600	\$500	-\$100
Law	A1420.4	\$36,000	\$34,000	-\$2,000
Engineer	A1440.4	\$14,000	\$12,300	-\$1,700
Election	A1450.4	\$1,000	\$990	-\$10
Buildings	A1620.4	\$190,000	\$189,000	-\$1,000
Central Printing/Mailing	A1670.4	\$15,000	\$14,000	-\$1,000
Data Processing	A1680.4	\$7,500	\$7,000	-\$500
Hunt Memorial	A1940.4	\$1,000	\$500	-\$500
Contingent	A1990.4	\$100,000	\$90,000	\$10,000
Police	A3120.4	\$124,000	\$120,000	-\$4,000
Safety Inspection	A3620.4	\$32,000	\$30,000	-\$2,000
Snow Removal	A5142.2	\$10,000	\$7,500	-\$2,500
Snow Removal	A5142.4	\$65,000	\$60,000	-\$5,000
Street Lighting	A5182.4	\$130,000	\$129,000	-\$1,000
Farmer's Market	A6413.4	\$500	\$250	-\$250
Joint Rec. Project (pool)	A7145.4	\$12,000	\$10,000	-\$2,000
Historic Preservation	A7320.4	\$1,500	\$900	-\$600
Celebrations	A7550.4	\$4,500	\$4,000	-\$500
Zoning	A8010.4	\$10,500	\$10,000	-\$500
Planning	A8020.4	\$10,500	\$10,000	-\$500
Street Cleaning	A8170.4	\$1,200	\$1,000	-\$200
Comm. Beautification	A8510.4	\$1,200	\$1,100	-\$100
Shade Trees	A8560.4	\$7,500	\$5,000	-\$2,500
CD-Grant Writing	A8620.4	\$5,000	\$2,000	-\$3,000
State Retire.	A9010.8	\$88,500	\$87,200	-\$1,300
Social Security	A9030.8	\$121,000	\$116,900	-\$4,100
Work. Comp.	A9040.8	\$55,000	\$40,000	\$15,000
Life Insurance	A9045.8	\$4,500	\$4,300	-\$200
Unemployment Ins	A9050.8	\$3,000	\$2,000	-\$1,000
Disability	A9055.8	\$4,000	\$3,500	-\$500
		\$1,074,900	\$1,008,992	\$65,908

All in favor - Aye - motion carried

**MOTION AUTHORIZING  
INCREASING EXPENDITURES  
FOR THE 2011/12 BUDGET  
#04111-14**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the 2011/12 budget increases in the amount of \$26,450 as follows:

A1210.4	Mayor	C.E.	100	50	-50	
A1620.2	Shared Bldg Central Print	Equip	1,000	0	-1,000	
A1670.4	& Mail	C.E.	14,000	9,000	-5,000	
A3120.1	Police	P.S.	910,000	1,000,000	90,000	5/31 salary increases
A3120.2	Police Street	Equip	10,000	0	-10,000	
A5110.4	Maintenance	C.E.	165,000	135,000	-30,000	
A5142.2	Snow Street	Equip	7,500	0	-7,500	
A5182.4	Lighting	C.E.	129,000	119,000	-10,000	
			1,236,600	1,263,050	26,450	

All in favor -  
Aye - motion  
carried

Barton & Loguidice - Mayor Kaplan requested the Village Manager to confirm that when our engineering firm attends a board meeting that there is no charge for their attendance.

**BUILDING DEPARTMENT**

**MOTION AUTHORIZING  
SUBMITTING BILL TO  
INSURANCE COMPANY FOR  
REPAIR TO THE RBC  
#04111-15**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Manager to submit to our insurance company the repair estimate that we have received for the damaged RBCs.

All in favor - Aye - motion carried

**MOTION APPROVING  
THE REPAIR TO THE RBC  
ONCE FUNDS ARE RECEIVED  
FROM THE INSURANCE COMPANY  
#04111-16**

Motion by Trustee Oliveras, seconded by Deputy Mayor Younger approving the repair estimate for the damaged RBCs once it has been funded from our insurance company.

All in favor - Aye - motion carried

**TRUSTEE CONCERNS**

Trustee Oliveras requested that the Manager contact other engineering firms for their retainer fees.

Deputy Mayor Younger questioned if we have heard back from the Town of Wawarsing in reference for their support of the Blueberry Festival.

Trustee Steinhoff reported that sixty four children has registered for the summer program and a date for the pool walk through should be scheduled shortly.

**EXECUTIVE SESSION**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to enter into Executive Session for a specific personnel matter at 9:12 p.m. not to reconvene to public session.

All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon  
Village Clerk

