

Village of Ellenville
Village Board Meeting
Monday, April 26, 2010

Meeting called to order at 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 | Absent w/notice |
| | Trustee Patricia Steinhoff | Present |

ALSO PRESENT

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

Mayor Kaplan stated that the walk by the Cape Avenue Bridge that was scheduled for earlier tonight was cancelled due to inclement weather.

**MOTION TO ADJUST
NEIGHBORHOOD WALK
SCHEDULE
#042610-01**

Motion by Trustee Lopez, seconded by Trustee Steinhoff to adjust the neighborhood walk schedule down one week.
All in favor - Aye - motion carried

**APPROVAL OF
MINUTES
#042610-02**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to accept the minutes of April 12, 2010 as amended.
All in favor - Aye - motion carried

**PETITIONERS &
CORRESPONDENCE**

A representative from the Ellenville Seventh Day Adventist Church was before the board tonight to discuss their Health Fair on

Sunday, May 23, 2010 and requesting a portion of Clinton Avenue/Center Street blocked off.

**MOTION APPROVING
SEVENTH DAY ADVENTIST
REQUEST
#042610-03**

Motion by Trustee Steinhoff, seconded by Trustee Lopez approving the Seventh Day Adventist Church's request to hold a Health Fair on Sunday, May 23, 2010 from 9:00 am – 3:00 pm and to block off a portion of Clinton Avenue/Center Street subject to coordinating this event with the Chief of Police and also granting permission to hang a banner on this street.

All in favor - Aye - motion carried

NYS Office of Parks, Recreation & Historic Preservation – The Village Board acknowledged receipt of correspondence in reference to the Christ Lutheran Church.

Gaby's Café – Mr. Genaro Garcia owner of Gaby's Café is requesting permission to post their restaurant sign on the property owned by Mr. & Mrs. Lonstein. This request was denied due to the regulations in business and industrial districts under Village Code §227-41.

Town of Wawarsing – The Village Board acknowledged receipt from Supervisor L. Distel in reference to the “Notice to Boil” water.

In reference to the water main break, Mayor Kaplan and the Board of Trustees recognized the hard work that was done by members of our Water/Sewer and Street departments.

Bella Volchik – Letter received in reference to the businesses on Center Street. Mrs. Volchik was unable to attend tonight's meeting and this will be discussed at a later meeting.

**MOTION TO
REOPEN PUBLIC
HEARING
#042610-04**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to re-open the Public Hearing in reference to the 2010/2011 Village Budget.

All in favor - Aye - motion carried

Mayor Kaplan stated that this budget has a 4.7% increase taking into account a conservative approach to revenues. Trustee Lopez

questioned if any funds were budgeted for FEMA in the current year's budget. Deputy Mayor Younger addressed the 4.7% increase and it is based on the loss of our tax base, employee benefits, lower franchise fees and building permits. Mayor Kaplan spoke about the revenue loss from the Nevele Grande and when this property is resold the Village Board will revisit the increase that was recently placed on the water/sewer rates.

Trustee Lopez questioned if there was anyway to lower the budget and discussion ensued.

**MOTION TO CLOSE
PUBLIC HEARING ON
2010/11 VILLAGE BUDGET
#042610-05**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to close the Public Hearing at 7:30 p.m.
All in favor - Aye - motion carried

**MOTION TO ADOPT THE
2010/11 VILLAGE BUDGET
#042610-06**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to adopt the 2010/2011 Village Budget as listed below:

| CODE | FUND | APPROPRIATIONS | ESTIMATED REVENUES | RESERVE INEREST | AMOUNT TO BE RAISED BY TAXES |
|------|---------|----------------|--------------------|-----------------|------------------------------|
| A | GENERAL | \$3,637,700 | \$399,652 | \$113,600 | \$3,124,448 |
| F | WATER | \$775,665 | \$775,665 | | |
| G | SEWER | \$806,587 | \$806,587 | | |

All in favor - Aye - motion carried

POLICE

Chief Mattracion spoke about his staff working with the Building Department as far as building and code violations. Code Enforcer Schug stated that as a result of this program, 156 violations have been issued in the last thirty days, with 18 appearance tickets issued and a 20% compliance rate. Mr. Schug also spoke about the condition of the properties of 2-4 Broadhead and 215 Center and requested authorization to have our Street Department clean up these parcels.

**MOTION AUTHORIZING
THE SELF-HELP PROGRAM
#042610-07**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the clean up of the property of 2-4 Broadhead and 215 Center Street under the “Self Help” property maintenance provision of the Village code.

All in favor - Aye - motion carried

Also discussed were the following properties in reference to the “5 Most Challenged Properties” in the Village. They are 18 Church Street, 45 Chapel Street and 11 Enderly Lane.

Chief Mattracion also spoke about a fight that took place at the Kimble Hose Fire House this past Saturday and he will be meeting with fire officials about this matter.

Mayor Kaplan requested that Chief Mattracion speak to the owners of Gaby’s Café to remind them that there is not to be any alcoholic beverages in the Village parking lot during their Cinco de Mayo celebration.

Deputy Mayor Younger questioned the status of the police department staff that is currently out on sick leave.

DISCUSSION

Shop Rite – A request to use Village of Ellenville’s grounds has been received by the office staff. This request was to use the softball field seven days a week and it was requested that the Village Clerk contact them and ask them to attend a Board meeting.

RESOLUTIONS

**MOTION TO AWARD
BID FOR ENVIROBRINE
LIQUID # ANTI ICING
SOLUTION
#042610-08**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to award the bid to Reed Systems, Ltd. For the purchase of Envirobrine Liquid at \$0.89 per gallon and Anti Icing Solution at \$0.65 per gallon for the 2010/2011 fiscal year.

All in favor - Aye - motion carried

**MOTION TO APPROVE
RONDOUT VALLEY RAIL
TRAIL RESOLUTION
#042610-09**

Whereas, the former O&W Railway, now known as the Rail Trail, runs through the New York State towns of Marbletown, Rochester, and Wawarsing, and the Village of Ellenville, and;

Whereas, the aforementioned towns, along with the Town of Rosendale, wish to work together to facilitate a continuous rail trail through each of their towns/village from Ellenville to Marbletown along with establishing a connector/corridor to the Town of Rosendale, and;

Whereas, the region is host to scenic, natural, recreational and historic resources of statewide, national and international significance, including the northern Shawangunk mountains – home of the Mohonk Preserve, the Minnewaska State Park Preserve, the Sam’s Point Preserve, the Mohonk Mountain House and the Shawangunk Mountains Scenic Byway – the Rondout Creek, a significant number sites listed in the National Register of Historic Places, and a landscape recognized by the State of New York in its Open Space Plan as “one of the highest priority areas for biodiversity conservation in the northeastern United States,” and;

Whereas rail trails provide important recreational opportunities for local residents and play a key role in the promotion of regional tourism, and;

Whereas, the challenges and opportunities facing the region are significant and that by working together from a regional perspective, a common agenda for the conservation and enhanced management of the resources of the region can be advanced in a way that supplements but does not supplant local municipal action, and;

Whereas, under Article 5 – G Section 119 – o of the General Municipal Law of the State of New York, municipalities have the authority to enter into ~~intermunicipalintermunicipalintermunicipal~~Intermunicipal resolution and jointly perform services regarding subjects each ~~seperatelyseperatelyseperatelyseperately~~ has the power to perform, now;

Therefore be it resolved~~;~~ that this ~~intermunicipalintermunicipalintermunicipal~~Intermunicipal resolution is hereby enacted, and;

That the chief elected official of the communities, as authorized by their respective boards, hereby agree to work together under the title Rondout Valley Rail Trail Committee to help advance the Trail and initiatives for tourism and economic development and the preservation of resources, and;

That the committee shall be comprised of the chief elected official of each of the aforementioned municipalities and a second representative designated by each Town and Village, and shall be assisted by a ~~n~~ committee Chairperson selected by the committee, and;

That the members of the executive committee will represent by their actions the policies, plans and best interests of their local municipalities, and at no time shall those actions interfere with or diminish any powers or authority of any of the participating municipalities, and;

That the executive committee may initiate cooperative relationships with other organizations, as well as with the State and county agencies, to further mutual interests and to coordinate relevant activities, and;

That the members of the executive committee will work together cooperatively in the decision making process and may develop rules and operating procedures as necessary and appropriate to carry out this initiative
All in favor - Aye - motion carried

**MOTION TO APPROVE
PURCHASE OF WATER
METERS
#042610-10**

Motion by Trustee Lopez, seconded by Trustee Steinhoff to approve the purchase of 45 badger meters from Schmidt's Wholesale in the amount of \$4,946.76 upon recommendation of the Water Department Superintendent.
All in favor - Aye - motion carried

**MOTION TO APPROVE
RECOMMENDATIONS
FROM WATER COMMISSION
#042610-11**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to approve the recommendations from the Water Commission to adjust water/sewer bills that are attached.

All in favor - Aye - motion carried

**RESOLUTION AUTHORIZING
TREASURER FOR RFPs FOR
PROFESSIONAL SERVICES
#042610-11**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Village Treasurer to advertise for Requests for Proposals for professional services for inventory reporting returnable the second meeting in May at noon.

All in favor - Aye - motion carried

ATTORNEY REPORT

Attorney Berger gave board members a draft of a proposed local law on Debt Repayment Fees which will be discussed at a public hearing on May 10, 2010.

Towing of Vehicles–Overnight Parking – Municipal Parking Lots - Attorney Berger will review Section 217 of the Village Code and it will be discussed at the next board meeting.

BUILDING DEPARTMENT

Ellenridge-Code Enforcer Schug informed board members that he has sent a FOIL request to Department of Environmental Conservation in reference to the soil erosion at the upper section of this development. Mr. Schug does not have any updates on the pump station and will be sending a letter to Moses Braver's attorney.

TREASURER REPORT

Treasurer Polkoski gave to board members a list of the audited bills from the last Village Board meeting.

MANAGER'S REPORT

System Mapping Services – Manager Sheeley requested authorization to have a representative from this service to do a presentation at a future board meeting. The board agreed with this request.

**MOTION TO APPOINT
LABOR MANAGEMENT
COMMITTEE
#042610-13**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to appoint the Village Treasurer and Village Clerk to the Labor Management Committee for the White Collar Unit of Local 750. All in favor - Aye - motion carried

Mayor Kaplan stated that he would like to start the process early to obtain “request for proposals” for the Village insurance. It was requested that Dwight Coombe be invited to a meeting in the near future to discuss this matter.

**MOTION AUTHORIZING
PREVENTIVE MAINTENANCE
FOR SEWER DEPARTMENT
#042610-14**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the expenditure of \$1,733.00 for preventive maintenance to Siewert Equipment in the Sewer Department. All in favor - Aye - motion carried

**MOTION AUTHORIZING
EXPENDITURE TO APPLIED
ANALYTICS
#042610-15**

Motion by Trustee Lopez, seconded by Trustee Steinhoff authorizing the expenditure of \$18,150 to Applied Analytics, Inc. for sensor, fanfold charts and fan chart pens for the Sewer department. All in favor - Aye - motion carried

BOARD REPORTS

Deputy Mayor Younger questioned the status of the appointment for Housing Commissioners. Deputy Mayor Younger also questioned the status of the Luzon payment and C₂G will be doing a reinspection and if all work is completed, payment will be made.

Deputy Mayor Younger requested the guidelines for students to do community service in the Village and the Village Clerk will look into this matter.

ADJOURN

Motion by Trustee Steinhoff, seconded by Trustee Lopez to enter into Executive Session not to reconvene to public session at 9:00 p.m. to discuss possible litigation. All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon
Village Clerk