

Village of Ellenville
Village Board Meeting
Monday, June 14, 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	Present
	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 earlier this evening the Board of Trustees meet down at the Wastewater Sewer Treatment Plant to tour the present plant also to discuss the placement of the new plant.

**APPROVAL OF
MINUTES
#061410-1**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to accept the minutes of May 24, 2010 as presented.
All in favor - Aye - motion carried

PRESENTATION

Mayor Kaplan and the Board of Trustees presented a Certification of Appreciation to Patrick Nilo, Planning Board Commissioner, for his fifteen years of service to the Village of Ellenville

**PETITIONERS &
CORRESPONDENCE**

Ulster County Board of Elections – Correspondence received in reference to the polling sites effective this year.

Time Warner Cable – Notification of channel changes additions/deletions.

Ulster County Planning Board - Correspondence received confirming the appointment of Anthony Zlatkin to the Ulster County Planning Board as a representative to the Village of Ellenville.

Ellenville/Wawarsing Youth Commission – Acknowledgement of the Commission’s May meeting.

Joel Schreiber – questioned the status of the Time Warner Cable franchise agreement and was invited to a tentatively scheduled meeting with Brenda Park, Mayor Kaplan and Attorney Berger on Thursday, June 24th at 6:00 p.m.

Mayor Kaplan voiced his frustrations about working with the Town of Wawarsing in reference to doing a town wide assessment re-evaluation and since this request has been ignored Mayor Kaplan would like to explore the possibility of the Village becoming a City. Mayor Kaplan requested that Attorney Berger also call NY Conference of Mayors to discuss this matter.

Dwight Coombe – Sprague & Killeen Insurance – was before the board tonight to discuss what he believes was a misunderstanding with the Broker of Record letter that was signed by the Village Manager in reference to receiving quotes for municipal insurance. Mr. Coombe requested that the Mayor write a letter to rescind the Broker of Record Letter that was signed with CLG Insurance and Manager Sheeley stated that the Board of Trustees charged her with the responsibility of getting proposals for insurance and there was no misunderstanding. No action taken.

Ellenridge Homeowner’s Association – Natalie Levendous representing Ellenridge HOA questioned if there have been any updates from the Department of Environment Conservation in reference to the soil erosion and Mayor Kaplan along with Code Enforcer Schug will place a conference call to them and report back at the next board meeting.

Eleanor Tompkins – speaking of behalf of several taxi companies spoke about the new local law the Board will be considering in reference to overnight parking in municipal lots. She requested that the board consider the taxi situations when voting on this new law. Manager Sheeley will speak to the Village’s Street Department Superintendent before any decisions are made to discuss their situations and hopefully resolve any issues.

RUPCO – Chuck Snyder, Director of Real Estate and Construction, was before the board tonight with a proposal for a temporary sign to be placing the Village’s municipal park at the corner of Canal Street and Route 209. This signage is intended to help direct traffic up Canal Street toward Buttermilk Falls. Discussion ensued about setting a precedent and Attorney Berger stated that the Village Code does not allow for signs on Village property and it would be arbitrary and capricious if the board would consider this request. No action taken.

Manuel Alfonse – Glenwood Drive – Mr. Alfonse requested a special permit to allow him to stay on his vacant property in a motor home. Once again Attorney Berger stated that Village Code does not allow for this situation. No action taken.

DISCUSSION ITEMS

Tax Exempt Properties - Mayor Kaplan spoke about tax exempt properties that are located in the Village and that are not being used for the purpose of that organization. Mayor Kaplan requested Attorney Berger to see if the Village has any rights to determine that a property that is owned by an exempt organization that uses it solely for storage purposes would not be deemed an exempt purpose. Attorney Berger stated some cases and reviewed the law with board members. It was requested that Attorney Berger send a letter to the board outlining what the law states and to copy this letter to the Assessor.

**EXECUTIVE SESSION
#061410-2**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to enter into Executive Session at 8:00 p.m. to discuss personnel matters.

All in favor - Aye - motion carried

Motion by Trustee Steinhoff, seconded by Trustee Lopez to leave Executive Session and return to Public Session at 8:32 p.m.

All in favor - Aye - motion carried

POLICE DEPARTMENT

**MOTION TO APPOINT
KRYSTAL MORSE
FULL TIME POLICE OFFICER
#061410-2**

Mayor Kaplan stated that part of the Executive Session was to discuss the needs and requirements of the Police Department. This position was budgeted in the current budget and recommended by the Chief of Police and the Village Manager.

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to appoint Krystal Morse as a full time Police Officer effective June 16, 2010 at Step 1 which is a starting salary of \$34,893 upon recommendation of the Police Chief and in accordance with collective bargaining agreement between the Village of Ellenville and Police Benevolent Association.
All in favor - Aye - motion carried

Chief Mattracion spoke about plans for the 4th of July parade and fireworks as well as firearms training. Mayor Kaplan had questions about gang graffiti.

**MOTION TO CORRECT
ULSTER GREENE TAX BILL
#061410-3**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to correct the tax bill for #83.18-1-17 – Ulster Greene – wholly exempt – billed for \$7,433.65 with a further request to the Assessor that if the use of the building does not change before the next assessment date that it be put on the tax roll.
All in favor - Aye - motion carried

**MOTION TO CHANGE
ASSESSMENT-RITE AID
#061410-4**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to change the assessment of #83.70-3-8 – Rite Aid from 54,400 to 38,280.
All in favor - Aye - motion carried

**MOTION TO CORRECT
MATTHEWS TAX BILL
#061410-5**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to correct the tax bill of #83.311-4-8.1 Matthews – 101 Canal St – this parcel is used as a Village parking lot - \$318.59.
All in favor - Aye - motion carried

**MOTION TO CORRECT
ROOKEY TAX BILL
#061410-6**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to remove the water bill from #83.77-3-11 – Rookey - \$61.60 – wrong address.
All in favor - Aye - motion carried

**MOTION TO CORRECT
ELIAS TAX BILL
#061410-7**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to add a water bill amount to #83.77-3-9 – Elias in the amount of \$61.60.

All in favor - Aye - motion carried

**MOTION TO CORRECT
STOECKELER ASSESSMENT
#061410-8**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to correct the assessment of #83.62-1-31 – Stoeckeler- from \$400 to \$13,200.

All in favor - Aye - motion carried

**MOTION AUTHORIZING
MAYOR TO SIGN
TAX WARRANT
#061410-9**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Mayor to sign the 2010/2011 tax warrant.

All in favor - Aye - motion carried

**MOTION AUTHORIZING
EXPENDITURE TO RUBBER
SUPPLIES
#061410-10**

Motion by Trustee Steinhoff, seconded by Trustee Lopez authorizing the expenditure of \$4,100 to Rubber Supplies Co. Inc. per recommendation of Sewer Department Superintendent and Village Manager.

All in favor – Aye – motion carried.

**MOTION AUTHORIZING
EXPENDITURE TO KUT KWICK
#061410-11**

Motion by Trustee Steinhoff, seconded by Trustee Lopez authorizing the expenditure of \$1,552.91 to Kut Kwick Corporation per recommendation from Ernie Faust from the Flood Control Department.

All in favor – Aye – motion carried.

**MOTION AUTHORIZING
EXCESSING PRESSURE
TREATED LUMBER
#061410-12**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to declare pressure treated lumber purchased by the Playground Committee (list attached) as excess and authorization to advertise sale of said lumber.

**MOTION ACCEPTING
GIFT FROM MAYOR KAPLAN
#061410-13**

Motion by Trustee Steinhoff, seconded by Trustee Lopez accepting the gift of “Ville T-Shirts” from Mayor Kaplan. These t-shirts would be sold for \$10.00 each and proceeds will go towards reducing the debt owed to the Village by the Playground Committee.

All in favor – Aye – motion carried.

ATTORNEY’S REPORT

Public Hearing-Establishment of Special Assessment – This hearing will be tabled until such time the Water Commission meets to discuss sewer rate categories.

BUILDING DEPARTMENT

**MOTION TO
SIGN AN AGREEMENT
WITH WHITE OAK
FIRE SAFETY
#061410-14**

Motion by Trustee Lopez, seconded by Trustee Steinhoff authorizing the Mayor to sign an agreement with White Oak Fire Safety for the 2010/11 fiscal year at a rate of \$175.00 daily and not to exceed the yearly amount of \$21,000.

All in favor - Aye - motion carried

Mayor Kaplan stated that the fire inspections are helpful in keeping our community safe.

**MOTION AUTHORIZING
RENTAL SAFETY OFFICER
TO ATTEND TRAINING
PROGRAM
#061410-15**

Motion by Trustee Oliveras, seconded by Trustee Steinhoff authorizing Nordeen Pickell, Rental Safety Officer, to attend Class 3 & 4 (Developing Green Building Ordinances and

Programs/Green Building and LEED) at the Honors Haven on June 16 and 17, 2010 at a cost of \$175.00.
 All in favor - Aye - motion carried

Code Enforcer Schug reviewed with board members the following:

Five Most Improved Structures:

1. 61 Center Street – Center Street Realty, LLC
2. 132 S. Main Street – Green Earth Holdings, LLC
3. 150-152 Canal Street – Gaby’s Café
4. 85 N. Main Street – Center Street Realty, LLC
5. Canal & Broadhead – RUPCO – Buttermilk Falls

Mayor Kaplan requested that a Certificate of Recognition be sent to the above property owners.

Code Enforcer Schug gave an update on the “Five Most Challenged “Properties.

TREASURER’S REPORT

**MOTION TO
 APPROVE APPROPRIATION
 TRANSFERS
 #061410-16**

Motion by Trustee Lopez, seconded by Deputy Mayor Younger to approve the following appropriation transfers:

From:	A	1230	1	Manager	P.S.	\$	79.00
	A	1410	1	Clerk	P.S.	\$	158.00
	A	1620	1	Shared Building	P.S.	\$	1,436.00
	A	3120	1	Police	P.S.	\$	33,845.00
	A	3620	2	Safety	Equip	\$	1,000.00
	A	5142	2	Snow	Equip	\$	3,982.00
	A	9045	804	Life Insurance		\$	<u>5,112.00</u>
						\$	45,612.00
To:	A	1110	1	Justice Court	P.S.	\$	3,809.00
	A	1110	4	Justice Court	C.E.	\$	200.00
	A	1325	1	Treasurer	P.S.	\$	396.00
	A	1420	4	Legal	C.E.	\$	5,500.00
	A	1670	4	Printing & Mail	C.E.	\$	719.00
	A	3620	1	Safety	P.S.	\$	1,072.00
	A	5110	1	Street	P.S.	\$	11,748.00
	A	5142	4	Snow Removal	C.E.	\$	5,337.00
	A	5182	4	Street Lights	C.E.	\$	11,356.00
	A	7311	4	Youth Rec	C.E.	\$	38.00
	A	7550	4	Celebration	C.E.	\$	493.00

	A	8010	4	Zoning	C.E.	\$	1,755.00
	A	8170	4	Street Cleaning	C.E.	\$	89.00
	A	9050	805	Unemployment		\$	3,100.00
						\$	<u>45,612.00</u>
From:	F	8310	1	Admin	P.S.		<u>14506.00</u>
	F	8340	1	Transmission	P.S.		<u>1773.00</u>
							<u>16279.00</u>
To:	F	8340	455	Equip. Repair	C.E.		<u>16000.00</u>
	F	9060	807	Medical Ins			<u>279.00</u>
							<u>16279.00</u>
From:	G	9040	803	Worker's Comp			<u>3045.00</u>
	G	9720	7	SIB Interest			<u>95.00</u>
	G	9730	7	BAN Interest			<u>251.00</u>
	G	9770	7	RAN Interest			<u>4000.00</u>
							<u>7391.00</u>
To:	G	8130	2	Sewer Equip			<u>2161.00</u>
	G	8110	1	Admin salaries	P.S.		<u>5230.00</u>
							<u>7391.00</u>

All in favor - Aye - motion carried

MANAGER'S REPORT

Manager Sheeley received a request from the Town of Wawarsing requesting use of our bobcat and requested the Board to approve this request.

MOTION TO APPROVE REQUEST FROM TOW #061410-17

MOTION BY Deputy Mayor Younger, seconded by Trustee Lopez approving the request from the Town of Wawarsing to use our "bobcat" with the provision that one of our employees operates said machine.

All in favor - Aye - motion carried

Manager Sheeley informed board members that the Boy Scouts are eager to start work on the Rail/Trail.

TRUSTEE REPORTS

**MOTION TO
SCHEDULE NEIGHBORHOOD
WALK-WATER DEPARTMENT
#061410-18**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to schedule the July 12th Neighborhood Walk to the Water Department Plant.
All in favor - Aye - motion carried

**MOTION TO
SCHEDULE NEIGHBORHOOD
WALK-WATER TOWERS
#061410-19**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to schedule the July 26th Neighborhood Walk to the Water Towers in Eastview.
All in favor - Aye - motion carried

**MOTION TO
SCHEDULE A
MEETING WITH
HMPC MEMBERS
#061410-20**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras requesting Manager Sheeley to schedule a meeting with Hunt Memorial Preservation Committee members to discuss their denial for a Village resident to open an antique store in that building.
All in favor - Aye - motion carried

Mayor Kaplan told board members of a meeting that will take place this Thursday at Village Hall at 10:30 a.m. to discuss the Scenic By-way and how we can encourage businesses to open along the route.

This is the 50th anniversary of the Shiloh Baptist Church and board members were requested to send in Letters of Commendation that will be included in the anniversary journal.

Deputy Mayor Younger questioned if we had received any response from Supervisor Distel in reference to our request for assistance for the Blueberry Festival and he was told we have not.

Trustee Steinhoff updated Board members on the YMCA summer program.

ADJOURN

Motion by Trustee Steinhoff, seconded by Trustee Lopez to adjourn at 9:25 p.m.

All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon
Village Clerk