

Village of Ellenville  
Board Meeting  
Monday, June 25, 2012

The meeting was called to order with the Pledge of Allegiance by Deputy Mayor Younger at 7:00 p.m.

**ROLL CALL**

Mayor Jeffrey Kaplan	Absent w/notice
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  
Brian Schug, Code Enforcer  
Noreen Dechon, Village Clerk

Deputy Mayor Younger stated that the neighborhood walk scheduled for earlier this evening had been cancelled due to inclement weather.

**APPROVAL OF  
MINUTES  
#062512-1**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to accept the minutes of June 11, 2012 as presented.  
All in favor - Aye - motion carried

Trustee Lopez did not vote on the above motion since he did not attend the full meeting.

**PRESENTATION**

Two Certificates of Recognition are to be sent to Ellenville High School students, Danielle Borriello and Tyler O'Bryant, for the recent accomplishments in Track and Field.

**PETITIONERS &  
CORRESPONDENCE**

Time Warner Cable – Correspondence received updating the Village on recent cable channels additions/deletions.

NYS Department of Environmental Conservation –  
Correspondence received as a follow up to Clerk Dechon’s letter  
in reference to a collaborative Village/State effort to conduct  
outreach and education that can decrease conflicts and concerns  
over bear issues.

Bob Bagomolny – Le Tour DeSimcha – This group will be holding a  
fundraising event consisting of 60 women riding bicycles. They  
are requesting the use of the Berme Road Park for a rest stop and  
to place a pop up tent and two port-a-pots on Sunday, July 1. A  
certificate of insurance had been included with this request.

MOTION TO  
AUTHORIZE USE  
OF BERME ROAD PARK  
#062512-2

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to  
authorize the use of the Berme Road Park to be used as a rest  
stop on Sunday, July 1, 2012. In addition, a pop up tent and the  
placement of two port-a-pots will be allowed after Mr.  
Bogomolny meets with Code Enforcer Schug.  
All in favor - Aye - motion carried

Ulster County Executive’s Office – Information from the County  
Executive Office of the availability to obtain free tick-borne  
disease prevention signs for parks and recreational areas.

Angelo Montavalo – 19 Hillcrest – requested a copy of the Village  
ordinance in reference to barking dogs.

MOTION TO OPEN  
PUBLIC HEARING  
UNSAFE BUILDING  
LAW  
#062512-3

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to  
open the Public Hearing on Unsafe Building Law – 48-50 Chapel  
Street at 7:15 p.m.  
All in favor - Aye - motion carried

A registered/certified letter notifying the property owner of this  
public hearing had been sent by the Village Clerk.

Attorney Berger and Code Enforcer Schug discussed the history of the property and the course of action that had been taken to get to this Public Hearing. Trustee Lopez questioned the cost of demolishing this building and Mr. Schug responded that a Request for Bids be drafted and advertised.

MOTION TO CLOSE  
PUBLIC HEARING  
UNSAFE BUILDING  
LAW  
#062512-4

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to close the Public Hearing at 7:27 p.m.  
All in favor - Aye - motion carried

MOTION TO AUTHORIZE  
ADVERTISE FOR BIDS-  
DEMOLITION OF STRUCTURE  
48-50 CHAPEL  
#062512-5

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to authorize the Village Manager and Code Enforcer Schug to advertise for bids for the demolition of the structure at 48-50 Chapel Street.  
All in favor - Aye - motion carried

Trustee Lopez left the board table before the next Public Hearing began.

MOTION TO OPEN  
PUBLIC HEARING  
HAWKING, PEDDLING  
AND SOLICITING  
#062512-6

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to open the Public Hearing in reference to amending the Village Code in reference to Hawking, Peddling & Soliciting at 7:30 p.m.  
All in favor - Aye - motion carried

Attorney Berger reviewed with board members an amendment to Village Code Section 168-20 and as well as adding a new Section 168-21.

**MOTION TO CLOSE  
PUBLIC HEARING  
HAWKING, PEDDLING  
AND SOLICITING  
#062512-7**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to close the Public Hearing in reference to amending the Village Code in reference to Hawking, Peddling & Soliciting at 7:35 p.m. All in favor - Aye - motion carried

**MOTION TO ADOPT  
LOCAL LAW #4 OF 2012  
HAWKING, PEDDLING  
AND SOLICITING  
#062512-7**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to adopt Local Law #4 of 2012 amending the Village Code as follows:

Section 168-20 and 168-21 shall be added to read as follows:

“Section 168-20. Prior Non-Conformance.

“Prior non-conforming persons, peddlers and hawkers conducting sales covered by this chapter shall be exempt from complying with this chapter. Such exemption shall not be transferable and shall terminate upon failure to continue said activity for a period of twelve (12) months.

“Section 168-21. Severability.

“If any portion of this chapter shall be declared invalid for any reason, the remainder thereof shall not by that reason be deemed invalid and shall continue in full force and effect.”

Roll Call Vote:	Deputy Mayor Younger	Aye
	Trustee Oliveras	Aye
	Trustee Steinhoff	Aye

Motion passed

Trustee Lopez returned to the board table.

**PETITIONERS &  
CORRESPONDENCE  
(Continued)**

Joel Schreibman thanked the Village Board for initiating a two payment schedule for Village taxes.

Mr. Schreibman informed board members that he is resigning from the Cable Commission effective immediately.

**MANAGER'S REPORT**

Manager Sheeley updated board members on a recent meeting with FEMA in reference to the repairs necessary on Ida Lane. Trustee Steinhoff inquired if any action has been taken in reference to the water drainage problems on Camp Street and Manager Sheeley will follow up with Barton & Loguidice. Manager Sheeley also spoke about Wintish Road and the North Gully Basin.

In addition, Manager Sheeley spoke about a grant received for beautification in the Village and requested authorization from the Board to reimburse Shawangunk Garden Club for some of the costs they have incurred with the planting of the flowers in the Village.

**MOTION AUTHORIZING  
THE REIMBURSEMENT TO THE  
SHAWANGUNK GARDEN CLUB  
#062512-8**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras authorizing the reimbursement to the Shawangunk Garden Club for flowers planted in the Village in the amount of \$1,791.96 and to send a letter of appreciation for all their work.  
All in favor - Aye - motion carried

Manager Sheeley informed board members of the two responses she had received from landscapers in reference to mowing delinquent property owners' high grass and an update on the grant for street lightning.

**BUILDING DEPARTMENT**

Code Enforcer Schug spoke about the moving of the fire bell from 81 N. Main Street to the Government Center.

**MOTION AUTHORIZING  
PAYMENT TO FAMILY DANZ  
#062512-9**

Motion by Trustee Oliveras, seconded by Trustee Steinhoff approving payment #4 to Family Danz Heating & A/C in the amount of \$35,388.16 in reference to the new Wastewater Treatment Plant project upon recommendation of Barton & Loguidice.  
All in favor - Aye - motion carried

**MOTION AUTHORIZING  
PAYMENT TO U.W. MARX  
#062512-10**

Motion by Trustee Oliveras, seconded by Trustee Steinhoff approving payment #12 to U.W. Marx, Inc. in the amount of \$810,472.17 in reference to the new Wastewater Treatment Plant project upon recommendation of Barton & Loguidice.  
All in favor - Aye - motion carried.

**MOTION TO ACCEPT  
BIDS FOR HVAC  
GOV'T CENTER  
3<sup>RD</sup> & 4<sup>TH</sup> FLOORS  
#062512-11**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to accept the bids received from Hornbeck Plumbing, Heating & Energy Systems and Tougher Industries for HVAC work on the third and fourth floors of the Government Center.  
All in favor - Aye - motion carried

**MOTION TO AWARD  
BID FOR HVAC  
GOV'T CENTER  
3<sup>RD</sup> & 4<sup>TH</sup> FLOORS  
#062512-12**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to award the lowest responsible bid for HVAC work on the third and fourth floor of the Government Center to Hornbeck Plumbing, Heating & Energy Systems in the amount of \$56,600.

**MOTION TO ACCEPT  
RESIGNATION OF  
CHRISTOPHER ROSA  
#062512-13**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras accepting resignation of Part Time Police Officer Christopher Rosa effective May 11, 2012.  
All in favor - Aye - motion carried

**MOTION TO AUTHORIZE  
EXPENDITURE TO DUKE'S  
ROOT CONTROL  
#062512-14**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras authorizing the expenditure of \$2,344.03 to root control for sewer lines to Duke's Root Control, Inc. upon the recommendation of Village Manager and Sewer Department Foreman.  
All in favor - Aye - motion carried

**MOTION AUTHORIZE  
PAYMENT TO ELLENVILLE/  
WAWARSING 4<sup>TH</sup> OF JULY  
COMMITTEE  
#062512-15**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras authorizing the payment of \$3,000.00 to the Ellenville/Wawarsing July 4<sup>th</sup> Committee as our share of Town Celebrations.  
All in favor - Aye - motion carried

**MOTION AUTHORIZING  
CORRECTION OF TAX BILLS  
#062512-16**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras authorizing the correction of 2012 Village tax bills for Michael & Margaret O'Neill, Julius & Hanna Matejovic and Stuart/Michelle Zuckrow & Seymour & Edith Zuckrow upon recommendation of the Assistant to the Tax Collector.  
All in favor - Aye - motion carried

**MOTION TO REAFFIRM  
EXPENDITURE TO  
KETCHAM FENCING  
#062512-17**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras reaffirming the expenditure of \$1,680.00 to Ketcham Fencing, Inc. to install gate and side pieces of fencing around the fountain in Liberty Square upon recommendation of Village Manager.  
All in favor - Aye - motion carried

**MOTION AUTHORIZING  
EXPENDITURE TO  
ROADTECH MANUFACTURING  
#062512-18**

Motion by Trustee Oliveras, seconded by Trustee Lopez authorizing the expenditure of \$4,082.74 to Roadtech Manufacturing for the purchase of reflective signs plus framewell beams and legs and stand assemblies upon recommendation of Street Department Foreman and Village Manager.  
All in favor - Aye - motion carried

**MOTION AUTHORIZING  
EXPENDITURE TO SHOWALTER'S  
AUTO & EQUIPMENT  
#062512-19**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras authorizing the expenditure of \$4,655.06 to Showalter's Auto and Equipment for parts to the Street Sweeper as recommended by the Street Department Foreman.  
All in favor - Aye - motion carried

**BOARD REPORTS**

Trustee Steinhoff reported that there are 302 campers in the Summer Youth Program.

Motion by Trustee Steinhoff, seconded by Trustee Lopez to cancel the July 9, 2012 Board of Trustee Meeting due to lack of a quorum of board members.  
All in favor - Aye - motion carried

**ADJOURN**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to adjourn the meeting at 8:25 p.m.  
All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon  
Village Clerk