

Village of Ellenville
Village Board Meeting
Monday, January 12, 2009

Meeting called to order at 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
Brian Schug, Code Enforcement Officer
Attorney Philip Cataldi
Dan Hauspurg, Economic Development Officer
Noreen Dechon, Village Clerk

Mayor Kaplan welcomed Manager Sheeley aboard as the new
interim Village Manager.

**PETITIONERS &
CORRESPONDENCE**

Ron Stonitsch, NYS Department of Labor was before the board
tonight to discuss different programs that are available to
businesses in our area. Some of these programs include labor
services, tax credits and economic development. Mr. Stonitsch
gave board members packets of information for their review.

**MOTION TO OPEN
PUBLIC HEARING
AMENDING
SECTION 227-9 OF
ZONING LAW
LOCAL LAW #1 OF 2009
#011209-01**

Motion by Trustee Lopez, seconded by Deputy Mayor Younger to
open the Public Hearing at 7:15 p.m. for the adoption of a local
law amending Section 227-9 of the Zoning Law to rezone property
S-B-L 83.70-4-7.

All in favor - Aye - motion carried

The purpose of this hearing is to discuss the rezoning of a property
located at 6-8 Backman Avenue from a B-3 to R-3. Mayor Kaplan

gave the background for this request and stated that this matter had been sent to the Ulster County Planning Board for their review and there was found not to have any County impact.

**MOTION TO
CLOSE PUBLIC
HEARING
#011209-02**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to close the Public Hearing at 7:25 p.m.
All in favor - Aye - motion carried

**MOTION TO
DECLARE THE
VILLAGE OF ELLENVILLE
AS LEAD AGENCY
AND SEQRA REVIEW
#011209-03**

Motion by Trustee Lopez, seconded by Trustee Steinhoff declaring the Village of Ellenville as lead agency and issue a Negative Declaration determining the proposed action 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 carried

**MOTION TO ADOPT
A LOCAL LAW AMENDING
SECTION 227-9 OF THE
ZONING LAW
LOCAL LAW #1 OF 2009
#011209-04**

Motion by Trustee Lopez, seconded by Trustee Steinhoff for the adoption of a Local Law # 1 of 2009 amending Section 227-9 of the Zoning Law to rezone property S-B-L 83.70-4-7 from B-3 to R-3.

Roll Call Vote:

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

Motion carried

**MOTION TO OPEN
PUBLIC HEARING
FOR THE ADOPTION
OF LOCAL LAW #2 OF 2009
AMENDING §227-12
#011209-05**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to open the Public Hearing at 7:30 p.m. for the adoption of a local law #2 of 2009 amending §227-12 permitting extractive operations and soil mining in the R-1A district.

All in favor - Aye - motion carried

The purpose of this hearing is to discuss the adoption of a local law amending §227-12 of the Village Code. Mayor Kaplan gave the background for this request and stated that this matter had been reviewed by the Village Planning Board and they recommended the R1A use table be modified to include mining and a Special Use Permit would be required. This change had been sent to the Ulster County Planning Board for their review.

**MOTION TO
CLOSE PUBLIC
HEARING
#011209-06**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to close the Public Hearing at 7:35 p.m.

All in favor - Aye - motion carried

**MOTION TO
DECLARE THE
VILLAGE OF ELLENVILLE
AS LEAD AGENCY
AND SEQRA REVIEW
#011209-07**

Motion by Trustee Lopez, seconded by Trustee Steinhoff declaring the Village of Ellenville as lead agency and issue a Negative Declaration determining the proposed action 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 carried

**MOTION TO ADOPT
A LOCAL LAW #2 OF 2009
AMENDING §227-12
#011209-08**

Motion by Trustee Lopez, seconded by Trustee Steinhoff for the adoption of a Local Law #2 of 2009 amending §227-12 permitting extractive operations and soil mining in the R-1A zoning district.

Roll Call Vote:

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

Motion carried

Deputy Mayor Younger requested that the Ulster County Planning Board recommendations be reviewed by our Planning Board.

**MOTION TO APPROVE
MINUTES OF 12/22/08
#011209-09**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to approve the minutes of December 22, 2008 as presented.

All in favor - Aye - motion carried

**PETITIONERS &
CORRESPONDENCE
(continued)**

Time Warner Cable - Correspondence received in reference to a number of channel additions/deletions.

Mr. Schreibman questioned the status of the franchise agreement and suggested that the Village of Ellenville join with the Town of Wawarsing to have a joint agreement subject to the Village maintaining their section of franchise fee reimbursement.

US Census Bureau – The Census Bureau will be using our fourth floor conference room to conduct testing for census takers.

DISCUSSION ITEMS

**MOTION TO TABLE
UNTIL NEXT MEETING
COMPREHENSIVE PLAN/
GEIS
#011209-10**

Comprehensive Plan/Generic Environmental Impact Statement –

Motion by Deputy Mayor Younger, seconded by Trustee Lopez to table sending this draft to the Ulster County Planning Board until next meeting and to send copies of this statement to the Village Planning Board members.

All in favor - Aye - motion carried

**MOTION TO TABLE
TILL FIRST MEETING IN
FEBRUARY TO ADVERTISE
FOR VILLAGE MANAGER
#011209-11**

Motion by Trustee Lopez, seconded by Deputy Mayor Younger to table advertising for a Village Manager and to agenda this item at the first meeting in February.

All in favor - Aye - motion carried

Manager Sheeley suggested that we advertise this position at hudsonvalleywanted.com.

Tax Lien Foreclosure Agreement – Mayor Kaplan requested that Attorney Cataldi review this agreement with the County for collection of unpaid Village taxes.

POLICE DEPARTMENT

Chief Mattracion presented his monthly activity report and told board members that he will give an in-depth presentation at the next board meeting.

Chief Mattracion spoke about the recent resignation of full time police officer Morse and would like to have a replacement appointment to that position. Mayor Kaplan requested that before any decision is made that the Chief meet with the Village Manager and Treasurer to discuss the budget impact.

Snow Plow Policy – Chief Mattracion questioned the policy about calling out the street department during inclement weather and Manager Sheeley will coordinate the procedure with Juan Caba and the Chief. Also discussed was the overnight parking of cars in the Village's parking lots and the Chief will have his staff obtain license plates and the Village office will notify the owners of the permit process.

Members of the Ellenville Police Department would like to schedule a workshop meeting with the Board of Trustees to discuss different issues.

RESOLUTIONS

**MOTION TO ACCEPT
RESIGNATION OF
POLICE OFFICER MORSE
#011208-12**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to accept the resignation of Police Officer Robert Morse effective January 5, 2009 with regret.

All in favor - Aye - motion carried

**MOTION TO ACCEPT
THE REPORT REFLECTING
COST & EXPENSES DURING
RECENT SNOWSTORM
#011208-13**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to accept the report reflecting cost and expenses incurred by the Village of Ellenville to correct and remove ice and snow from the December 29, 2008 storm and give the property owner opportunity to dispute said charges at the January 26, 2009 Village Board meeting.

All in favor - Aye - motion carried

Deputy Mayor Younger spoke about the Kossar Place development and their lack of sidewalks and it was the consensus of the board not to issue tickets for not shoveling in this area.

BUILDING DEPARTMENT

NYS Department of Transportation – Highway Work Permit – Inspector Schug requested board members to authorize a 99 year highway work permit.

**RESOLUTION TO ENTER
INTO A 99 YEAR
AGREEMENT WITH
NYS DOT HIGHWAY
WORK PERMIT
#011208-14**

Resolution by Trustee Steinhoff, seconded by Trustee Lopez authorizing a 99 year agreement with the NYS Department of Transportation for highway work permit - PERM #1.

All in favor - Aye - motion carried

Fire Alarm Recommendations – Inspector Schug presented to board members a quote from P.N. Alarm Company to install a fire alarm system on the third floor of the government building. Board

members requested that Mr. Schug obtain quotes from other alarm companies.

Sewer Main at RUPCO site – Inspector Schug reviewed the following conditions that need to be met before the Village accepts ownership of the pump station. They are:

- RUPCO is to provide force main flushing equipment for the Village for use in force main cleaning and maintenance
- RUPCO to provide a backup control system for the pump station
- RUPCO to provide a hoist for removal of the pumps

These stipulations had been sent to RUPCO for the review and waiting to hear from them.

Salt Shed Lightning – Inspector Schug reviewed with board members three estimates that he had obtained in regard to the lighting in the salt shed.

**MOTION TO AUTHORIZE
EXPENDITURE OF LIGHTING
FOR SALT SHED
#011208-15**

Motion to authorize the installation of lighting for the salt shed subject to the availability of funds to Thornton Electric not to exceed \$3,012.

All in favor - Aye - motion carried

There was discussion about the damage that had been done at the salt shed by a delivery company and it was requested that Attorney Cataldi send a letter informing them if the repairs are not done properly the Village will have them done and send them the bill.

ATTORNEY'S REPORT

Antenna Farms – This will be discussed at the January 26th meeting.

19 Park Street – Attorney Cataldi researched the issue of what could be done if court appearance tickets are ignored and informed board members that the penal law/criminal law allows for an arrest warrant to be issued. This past Friday was the deadline for their water bill also and Mayor Kaplan requested the property owner's phone number and he would contact them.

Pedestrian Walkway Grant – The Village of Ellenville will be receiving a \$294,000 grant and it was requested that the previous research done for solar lighting be updated.

TREASURER'S REPORT

Bond Anticipation Note – Treasurer Polkoski reviewed with board members correspondence received from bond counsel in reference to the sewer plant improvements. There was also discussion about obtaining a bond for the HVAC improvements on the fourth and fifth floor of the government center.

Youth Court – Treasurer Polkoski stated that the Town of Wawarsing did not appropriate any funds in their 2009 budget.

Treasurer Polkoski commented that the cash issue is getting tight and request that all departments curtail spending unless there is an emergency.

VILLAGE MANAGER'S REPORT

Streetscape Grant – Manager Sheeley spoke about Senator Hinchey's grant in reference to this project. Mayor Kaplan stated that a design committee should be formed and this committee would include himself and Trustee Steinhoff.

Government Center Issues – Manager Sheeley spoke about the need for cameras in and around the building and is looking into the matter.

104 Center – A letter will be sent to this property owner reminding him that the snow and ice removal is his responsibility not the Village of Ellenville.

TRUSTEE CONCERNS

Mayor Kaplan spoke about the bus shelter that had been damaged in a recent storm and requested the owners be contacted and asked to attend a board meeting. Mayor Kaplan further reminded everyone that Village Hall has a drop off for print cartridges and cell phones which will be recycled for the Ellenville Playground Committee.

Deputy Mayor Younger questioned the ad revenues from the bus shelters and questioned the lighting that was to be placed in these shelters. It was requested that Adventra Graphics be invited to the next board meeting. Deputy Mayor Younger also spoke about the possibility of the UCAT bus changing their bus schedule.

Trustee Oliveras questioned if the new dump truck will be delivered this week.

Trustee Steinhoff commented that her and Trustee Oliveras conducted their audit meeting and requested that the utility bills be authorized to be paid upon receipt.

**MOTION TO AUTHORIZE
PAYMENT OF UTILITY
BILLS UPON RECEIPT
#011208-16**

Motion by Trustee Oliveras, seconded by Deputy Mayor Younger to authorize the Treasurer to pay utility bills upon receipt of said bills.

All in favor - Aye - motion carried

Trustee Steinhoff commented that the Youth Commission will be meeting this week.

**ADJOURN TO
EXECUTIVE SESSION
#011208-17**

Motion by Trustee Lopez, seconded by Trustee Steinhoff to adjourn into executive session at 9:06 p.m. to discuss personnel matters not to reconvene to public session.

All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon
Village Clerk