

Village of Ellenville  
Village Board Meeting  
Monday, March 2, 2009

Meeting called to order at with the Pledge of Allegiance by  
Mayor Jeffrey Kaplan at 7:10 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**

Mary Sheeley, Village Manager  
Attorney Philip Cataldi  
Noreen Dechon, Village Clerk

**MOTION TO OPEN  
PUBLIC HEARING  
#030209-01**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to open a  
Public Hearing regarding the adoption of a Local Law of the  
Village of Ellenville for the year 2009 which would authorize the  
withdrawal of up to One Million One Hundred Thousand Dollars  
(\$1,100,000) from a special reserve fund and deposit same in the  
general fund to substantially eliminate the existing deficit in the  
general fund.

All in favor - Aye - motion carried

**MOTION TO AJDOURN PUBLIC  
HEARING  
#030209-02**

Motion by Trustee Lopez, seconded by Trustee Steinhoff to  
adjourn the public hearing at 7:06 p.m.

All in favor - Aye - motion carried

**BARTON & LOGUIDICE**

Don Fletcher and Glen Gildaly from Barton & Loguidice were  
before the board tonight to discuss the progress of the Village of  
Ellenville Wastewater Treatment Plant Improvements. The three  
main task orders are:

1. Securing affordable grant and loan financing for the  
Wastewater Treatment Plant Improvements project

2. Design of Wastewater Treatment Plant Improvements and
3. Phase 1 of an infiltration and inflow investigation of the sanitary sewer system.

The application for funding has been submitted and it is time for the second phase of engineering to begin with this project.

**MOTION TO  
AUTHORIZE  
BARTON & LOGUIDICE  
TO PROCEED WITH PHASE II  
OF WASTEWATER TREATMENT  
PLANT IMPROVEMENTS  
#030209-03**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to authorize Barton & Loguidice to proceed with Phase II of the Wastewater Treatment Plant improvements.  
All in favor - Aye - motion carried

Hudson Energy – There was discussion about the power usage at 2 Elting Court and Manager Sheeley will be looking into “consortium” energy and will report on it in the near future.

**MOTION TO REOPEN  
PUBLIC HEARING  
#030209-04**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to reopen the public hearing at 7:35 p.m.  
All in favor - Aye - motion carried

Attorney Cataldi reviewed with everyone the purpose of this public hearing regarding the adoption of a Local Law of the Village of Ellenville for the year 2009 which would authorize the withdrawal of up to One Million One Hundred Thousand Dollars (\$1,100,000) from a special reserve fund and deposit same in the general fund to substantially eliminate the existing deficit in the general fund.

This local law is subject to a public referendum which could take place as early as sixty days from today.

Mayor Kaplan also gave the background for the reasons for considering this referendum and there will be several public hearings where the public can ask questions and receive answers. Mayor Kaplan also discussed how the Village got into this deficit and one of the main reasons was putting possible estimated revenues into the Budget by the Treasurer and Manager.

Mayor Kaplan gave several reductions of spending including:

1. No pay raises, except contractually obligated;
2. No salary increases in future employee contracts for time being;
3. All non-police hourly employees reduced one hour per day – job retention;
4. Engineer retainer reduced to rental paid – all other projects must be funded by grants or developers;
5. Fire Safety Inspection contract – reduce to six (6) months;
6. Reduce each police shift by one (1) officer or patrolman – no dispatcher on Midnight to 8:00 a.m. Sunday – Thursday;
7. Cut Youth Program funding by twenty percent (20%) as of January 1, 2010;
8. Pre-approval of all overtime by Village Manager;
9. All purchases pre-approved by Traci Jeter
10. No expenditures over \$1,000 without Board approval.

Mayor Kaplan stated that we anticipate an offer on the old Village Hall within the next two weeks and we have a proposal from a local business to rent the fourth floor of the new government center.

Some of the questions raised at this meeting were:

1. Any way to replenish the money in subsequent years?
2. What is to stop this from happening again?
3. Will any of the money be used for large expenditures and how will the \$1,100,000 be applied?
4. When will NYS conduct and audit? And requested a list of overstated revenues.
5. What percentage of the budget is the police department?
6. How much has not been collected in property taxes?
7. What are the total revenues other than taxes?

Mayor Kaplan thanked everyone for their input and answers to their questions will be presented at the next public hearing.

**MOTION TO CLOSE  
PUBLIC HEARING  
#030209-04**

Motion by Deputy Mayor Younger, seconded by Trustee Lopez to close the Public Hearing at 8:59 p.m.  
All in favor - Aye - motion carried

**RESOLUTION FOR  
SPECIAL ELECTION ON  
LOCAL LAW #3 OF 2009  
#030209-05**

Resolution by Deputy Mayor Younger, seconded by Trustee Oliveras:

WHEREAS, Board of Trustees of the Village of Ellenville has this day determined to submit for the approval of the qualified electors of the Village of Ellenville, New York, a local law authorizing it to undertake a project (the "Project") to pay down and eliminate substantially all of its current deficit in its general fund, which as of the present time amounts to approximately One Million One Hundred Thousand Dollars (\$1,100,000);

BE IT RESOLVED, by the Board of Trustees of the Village of Ellenville, Ulster County, New York as follows:

Section 1: That a special election be held in and for the Village of Ellenville, New York, at the Ellenville Government Center, and any other location authorized by the Village Clerk in said Village on May 1, 2009, between the hours of twelve o'clock pm and nine o'clock pm.

Section 2: That the Village Clerk take the necessary steps to publish a notice of special election in substantially the same form as set forth on the attached document entitled "Notice of Special Election on Local Law".

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

|                    |     |
|--------------------|-----|
| Jeffrey Kaplan     | Aye |
| Raymond Younger    | Aye |
| Efrain Lopez       | Aye |
| Patricia Steinhoff | Aye |
| Francisco Oliveras | Aye |

The foregoing resolution was thereupon declared duly adopted.

**MOTION TO SCHEDULE  
PUBLIC HEARINGS ON  
SPECIAL ELECTION  
#030209-06**

Motion by Trustee Oliveras, seconded by Trustee Lopez to schedule public hearing on the special election at each second and fourth Mondays of the month at 7:15 p.m. till the election is held. All in favor - Aye - motion carried

**TAX LIEN FORECLOSURE  
AGREEMENT  
#03020907**

Attorney Cataldi told board members that the Tax Lien Foreclosure Agreement with the County cannot be changed at this time and it was the consensus of the board to go forward with the agreement but requested Ulster County considers our concerns for any future agreements.

**ADJOURN**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to adjourn at 9:10 p.m.

All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon  
Village Clerk