

Village of Ellenville
Board Meeting
Monday, May 29, 2013

The meeting was called to order 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	Absent
Trustee Francisco Oliveras	Present
Trustee Patricia Steinhoff	Present

ALSO PRESENT

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

**MINUTES
#052913-1**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to accept the minutes of May 13, 2013 as presented.
All in favor - Aye – motion carried

DISCUSSION

Mayor Kaplan addressed the correspondence that had been received from Ulster Green ARC as to their plans to establish an individual alternative residence in the Village of Ellenville. The Village Board discussed their intentions over the course of two public meetings including a review of the Ulster-Greene ARC facilities as well as other comparable facilities in our community versus the facilities located in the County. We believe the Village of Ellenville has more than our share of facilities in Ellenville and in doing so would be taking another house off the tax rolls which would be a burden to all other taxpayers.

**MOTION TO
SEND LETTER
TO ULSTER GREENE
ARC REQUESTING
NOT TO ESTABLISH
ANOTHER INDIVIDUAL
RESIDENTIAL ALTERNATIVE
#052913-2**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger requesting that Ulster-Greene ARC not establish another individual residential alternative in the Village of Ellenville due to the fact that we have density issues here and are unable to afford or support another unit in such a small community when there are so few others in the County.

All in favor - Aye - motion carried

Christ Lutheran Church – 105 Center Street – Requesting permission to hold a Yard Sale on the Church grounds at 105 Center Street on July 11, 12 & 13, 2013.

**MOTION TO GRANT
REQUEST TO HOLD A
YARD SALE-CHRIST
LUTHERAN CHURCH
#052913-3**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to grant permission to Christ Lutheran Church to hold a Yard Sale on their property (105 Center St.) on July 11, 12 & 13, 2013.

All in favor - Aye - motion carried

PRESENTATION

A plaque was presented to Regina Steele for her basketball accomplishments during the 2012/2013 season at college. Her accomplishments include:

- First Team All American Conference
- Mid-Hudson Conference MVP and Player of the Year
- Region 15 Player of the Year (Region 15 encompasses Long Island, all city schools and all schools up through Albany)
- National Player of the Week – February 11, 2013 – February 17, 2013
- First Team All American – (one of the best players in country)
- Division III Junior College
- 4th in the Country in points – 20.6 points per game
- 4th in the Country in rebounds – 13.8 rebounds
- Lead the Country in total points scored
- Lead the Country in blocked shots
- Named to All-Tournament Team at SUNY Delhi

The Village Board recognized Ms. Steele for outstanding performance and contributions to the game of basketball and our community.

INSURANCE PROPOSALS

Insurance Consultant Ray Guerin from Kingston Risk Management was before the board tonight to discuss the insurance proposals he had received on behalf of the Village of Ellenville.

Mr. Guerin told board members that he had invited four brokers to review the Village's insurance needs and send an insurance proposal for the Village's next fiscal year. Mr. Guerin stated that the Village's loss experience over the past several years has exceeded the average premiums and also the new Wastewater Treatment Plant (\$11,000,000) had not been included in our policy. Based on the Village's adverse loss experience and the new Plant only two quotes were received. They were:

Trident Insurance	\$103,000
New York Municipal Insurance Reciprocal	\$128,000

Mr. Guerin reviewed both proposals with board members and recommended the lower quote of Trident Insurance.

**MOTION TO RETAIN
QUILTY, DWYER & LARKIN
#052913-4**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to purchase the Village's insurance for the year beginning June 1, 2013 and ending May 31, 2014 as recommended by our insurance consultant from Quilty, Dwyer & Larkin representing Trident Insurance in the amount of \$103,000.00.

All in favor - Aye - motion carried

**PETITIONERS &
CORRESPONDENCE**

Joan Beck, 4 Roslyn Street was before the board tonight to voice her concerns about the neighboring property (2 Roslyn Street) that had sustained extensive fire damage. Mrs. Beck stated that the roof is open, second floor windows are open as well as water in the pool and feels the property in its present condition is in a health hazard.

Mayor Kaplan requested that the Clerk and Building Inspector generate a list of properties that have been abandoned and give Mrs. Beck the contact information for 2 Roslyn Street. In the meantime, Mayor Kaplan requested the Village Manager get proposals from local contractors to board up the windows on the second floor.

Neighborhood Walk – Mayor Kaplan stated that part of tonight's neighborhood walk was the Berme Road Playground/Park and complimented the Street Department for keeping it in beautiful shape. Mayor Kaplan requested that the Playground be assigned to someone from the Street Department so that they keep on top of it. The Mayor also spoke to the Chief about obtaining a camera to place on a lighting pole at the Playground that could be monitored at their headquarters.

Mine Lane – There is a Village owned lot next to the property owned by Cathy Van Leuven on Mine Lane and Ms. Van Leuven has requested to buy a portion of that lot. If the Village deems this property excess it might be more profitable to sell the lot as a whole rather than just a portion of it.

Mayor Kaplan proposed we obtain an appraisal of the property and as well as the corner property located on Center Street and Route 209 since the Village has had inquiries from someone interested in purchasing that lot.

Time Warner Cable – correspondence received in reference to channel changes, additions and/or deletions.

Historic Preservation Commission – Correspondence received from Chairman Dumond in reference to a recent comprehensive review of the Village's CLG (Certified Local Government) activities and part of that audit was the HPC's membership which was an area of concern. The Commission has had a vacancy since December and one more vacancy will occur as of July 1 and if these vacancies are not filled it will result in the lack of a legal commission.

Mayor Kaplan stated that he has also received calls about the vacancies on the Ellenville Housing Authority and requested these positions be re-posted, send the posting to the Commissions asking them for any recommendations they may have as well as the houses of workshop, Family of Ellenville and Community Action.

POLICE

Chief Mattracion gave a report on recent incidents that occurred in the Village and upcoming training sessions.

MANAGER

Beechmont/Linden Drainage Project – Two proposals had been received – Manager Sheeley requested references from 770-1304 Construction LLC on similar drainage projects that they have done; but as of today has not received them.

MOTION TO DEEM

BIDDER NOT RESPONSIBLE

#052913-5

Motion by Trustee Steinhoff, seconded by Trustee Oliveras that two bids were received but the lowest monetary bidder, 770-1304 Construction LLC has failed to supply the Village with adequate references and we find that bidder is not deemed responsible.

All in favor - Aye - motion carried

**MOTION TO AWARD
BID TO H. OSTERHOUDT
#052913-6**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to accept the lowest responsible bidder after reviewing all of the bids for the Beechmont/Linden Drainage Project and award that project to H. Osterhoudt Construction in the amount of \$32,830.00.

All in favor - Aye - motion carried

**MOTION TO SCHEDULE
NEIGHBORHOOD WALK
#052913-7**

Neighborhood Walk – Motion by Deputy Mayor Younger, seconded by Trustee Oliveras to schedule the following neighborhood walks:

June 24 Kushner Pond

July 8 Cape Avenue

All in favor - Aye - motion carried

Water/Sewer Bills – Mayor Kaplan commented on two calls that he has received in reference to residents being unable to pay their water/sewer bills on time and the penalty that is assessed to them. He requested that Attorney Berger research if the Village has the ability to waive a late fee and report back to the board.

Taste of Ellenville – Mayor Kaplan will be proposing to the Ellenville Revolving Loan Committee to consider funding for an annual Taste of Ellenville Event and will be inviting the Chamber of Commerce and all restaurateurs to this meeting to see if there is any interest in the project.

TREASURER’S REPORT

Treasurer Polkoski reviewed her agenda items with the board.

**MOTION TO APPROVE
BUDGET AMENDMENT
#052913-8**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to approve the attached Budget Amendment for 2012/2013 upon recommendation of the Village Treasurer.

All in favor - Aye - motion carried

**MOTION TO APPROVE
APPROPRIATION TRANSFER
#052913-9**

Motion by Trustee Oliveras, seconded by Deputy Mayor Younger to approve the attached Appropriation Transfer upon recommendation of Village Treasurer.
All in favor - Aye - motion carried

**MOTION TO APPROVE
W/S ADJUSTMENTS
#052913-10**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to approve the attached Water/Sewer adjustments for the period of October-December 2012 upon recommendation of the Water Commission.
All in favor - Aye - motion carried

**MOTION TO APPROVE
CORRECTED AUDIT REPORT
#052913-11**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to approve the attached correction of the audit report dated May 13, 2013 upon recommendation of the Village Treasurer.
All in favor - Aye - motion carried

**MOTION TO CORRECT
VILLAGE TAX BILLS
#052913-12**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger for the correction of the following 2013 Village tax bills: Matthews, 101 Canal Street; Center St Ellenville, LLC, 6 Hickory Street and Weinman, 4 Kushner Lane upon recommendation of the Village Treasurer.
All in favor - Aye - motion carried

ATTORNEY'S REPORT

Attorney Berger discussed with members of the Planning Board the subject of outdoor displays and they do endorse the idea of regulating them and additional language should be added to our Zoning ordinance. Attorney Berger will draft legislation for the Village Board to review.

Noise Ordinance – Mayor Kaplan requested the Village Attorney to review our code to see if it sufficient and Attorney Berger suggested that we modify the code and will draft legislation to review.

**MOTION TO APPROVE
EXPENDITURE TO BANNER TIRES
#052913-13**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to approve the expenditure of \$1,952.00 to Banner Tires for four tires upon the recommendation of the Street Department Foreman.

All in favor - Aye - motion carried

**MOTION AUTHORIZING
VILLAGE MANAGER TO
SIGN PURCHASE AGREEMENT
#052913-14**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Village Manager to sign an Equipment Purchase Agreement with Cornerstone in the amount of \$2,450.00 in reference to the new Wastewater Treatment Plant project.

All in favor - Aye - motion carried

**MOTION AUTHORIZING
EXPENDITURE TO
JEM ENTERPRISES
#052913-15**

Motion by Trustee Oliveras, seconded by Trustee Steinhoff authorizing the expenditure of \$1,748.62 to JEM Enterprises for the purchase of the Corrosion Control Pump upon recommendation of the Village Manager and Water Department Superintendent.

All in favor - Aye - motion carried

**MOTION OBTAINING
SERVICES OF
COOPER, NIEMAN & CO
#052913-16**

Motion by Trustee Oliveras, seconded by Trustee Steinhoff to obtain the services of Andrew Arias from Cooper, Niemann & Co, LLP for the preparation of the Village's financial report not to exceed \$1,500.00.

All in favor - Aye - motion carried

BUILDING DEPARTMENT

Building Inspector spoke in reference to the NYS Department of Transportation requiring Lucky Petroleum to do a traffic study and it was suggested that we call the Ulster County Transportation Council to inquire if they have one of file for that area. Also Mr. Schug spoke about the delay for Auto Zone's new structure due to not receiving their permit from the Department of Transportation.

**MOTION TO SEND
LETTER TO NYDOT
#05291317**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger that a letter be sent to the Department of Transportation expressing our concern over their failure to act in a timely fashion on the Auto Zone project (subject to determining that Auto Zone has not received their permit) and urge them to expedite their review due to the economic distress in our community.

All in favor - Aye - motion carried

Before the letter is sent Mayor Kaplan will call the DOT office to see if Auto Zone's application is complete.

BOARD REPORTS

Trustee Oliveras spoke about the high grass on Chapel Street and Building Inspector Schug will visit the site.

Deputy Mayor Younger questioned the status of the Ida Lane project.

Trustee Steinhoff suggested that we amend the Village Code in reference to the numbers of days a garbage can and "roll off containers" can be left on the property as well as removing the section of the code that states a garbage cannot be seen from the street.

ADJOURN

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to adjourn into Executive Session at 8:30 p.m. to discuss contractual matters not to reconvene to public session.

All in favor - Aye - motion carried

Respectfully submitted,

Noreen Dechon
Village Clerk