

Village of Ellenville  
Board Meeting  
Monday, August 26, 2013

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to open the meeting at 6:39 p.m.

All in favor - Aye - motion carried

Motion by Trustee Oliveras, seconded by Trustee Steinhoff to enter into Executive Session at 6:40 p.m. to discuss possible litigation.

All in favor - Aye - motion carried

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to close Executive Session and return to Public Session at 7:09 p.m.

All in favor - Aye - motion carried

The meeting was called to order with the Pledge of Allegiance by Mayor Kaplan at 7:10 p.m. This meeting is opened in memory of Harry Resnick who passed away recently.

**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  
Peter Berger, Village Attorney  
Brian Schug, Code Enforcement Officer

Mayor Kaplan requested a Moment of Silence in memory of Harry Resnick, a longtime resident of Ellenville and philanthropist.

Mayor Kaplan stated that tonight's neighborhood walk was in the Nevins Street area and requested that the Village Manager inspect the storm drains in the Nevins and Moulton Streets area.

**MOTION TO  
OPEN PUBLIC  
HEARING-RE:  
LOCAL LAW #2  
#082613-1**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to open a Public Hearing in reference to Local Law #2-Modfying Chapter 222, Article v, Section 220-70 at 7:15 p.m.  
All in favor - Aye - motion carried

**MOTION TO  
ADJOURN PUBLIC  
HEARING-RE:  
LOCAL LAW #2  
#082613-2**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to adjourn a Public Hearing in reference to Local Law #2-Modfying Chapter 222, Article v, Section 220-70 at 7:16 p.m.  
All in favor - Aye - motion carried

**APPROVAL OF  
MINUTES  
#082613-3**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to approve the minutes of August 12, 2013 as presented.  
All in favor - Aye - motion carried

**PETITIONERS &  
CORRESPONDENCE**

Correspondence received from Time Warner Cable in reference to channel additions and/or deletions.

Thank you letter from the Ulster County Summer Youth Program in reference to the Village's participation in their program.

Johanna Winer – Rosenstock Road – her issue is whether or not the road leading to her home is a Village road or a private road. A tree had recently fallen and Ms. Winer requested that the Village remove the tree. Manager Sheeley stated that portion of the road where the tree had fallen is not maintained by the Village and it is not clear as to whose responsibility it is. This matter will be investigated and hopefully this issue will be resolved.

Edward Rosenblatt – Church Street – was before the board tonight to discuss his delinquent tax bills. Attorney Berger investigated the matter of having an installment tax contract longer than 24 months and this cannot be done. Also Mr. Rosenblatt inquired about the Village’s ability to forgive debt since his property had been over assessed in the past and Attorney Berger stated this could not be done. Mayor Kaplan stated that the Village might be able to enter into a forbearance agreement and this will be investigated.

**MOTION TO  
REOPEN PUBLIC  
HEARING-RE:  
LOCAL LAW #2  
#082613-4**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to reopen the Public Hearing in reference to Local Law #2-Modifying Chapter 222, Article v, Section 220-70 at 7:28 p.m.  
All in favor - Aye - motion carried

This Public Hearing was put on tonight’s agenda in error as it had been scheduled for September 9, 2013 at 7:15 p.m.

Mayor Kaplan reported that the Water Commission met earlier today to make recommendations to the Village Board for the penalties that would be assessed late water/sewer bills. They would be:

- A 2% penalty on the 31<sup>st</sup> day of the billing cycle
- An additional 5% penalty after 60 days
- An additional 5% penalty after 90 days and
- 1% thereafter after each additional 30 days

Treasurer Polkoski stated that the Commission considered placing a tenant’s water bill in the landlord’s name if payment was more than 60 days past due. It was requested that Attorney Berger draft legislation to this effect in the new local law. Landlords would be notified before any bills are placed in their names.

**MOTION TO  
RESCHEDULE PUBLIC  
HEARING-RE:  
LOCAL LAW #2  
#082613-5**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to reschedule the Public Hearing on Local Law #2 of 2013 to September 23, 2013 at 7:15 p.m.

All in favor - Aye - motion carried

**MOTION APPOINTING  
MINNIE SIMMRON TO  
EHA  
#082613-6**

Motion by Deputy Mayor Younger, seconded by Trustee Lopez appointing Minnie Simmron to the Ellenville Housing Authority effective immediately with term expiring July 15, 2017.

All in favor - Aye - motion carried

Mill Street Park – Gazebo repairs – It was requested that Manager Sheeley either to determine if our Street Department has the ability to make the repairs or to get estimates to make the necessary repairs.

**MANAGER’S REPORT**

Manager Sheeley reviewed with board members her agenda items which include the creation of a position of Deputy Treasurer, Capital Projects (which include the Street Department building, Government Center Roof and boiler and Berme Road Recreation Facilities.

**MOTION TO  
SCHEDULE NEIGHBORHOOD  
WALK  
#082613-7**

Motion by Trustee Oliveras, seconded by Trustee Lopez to schedule the September 9, 2013 neighborhood walk to the Street Department building.

All in favor - Aye - motion carried

Volunteer Appreciation Recognition – An event is being planned to acknowledge volunteers in the Village and Town. Manager Sheeley will keep the board posted.

Hunt Building Repairs – Discussion about the necessary electrical repairs that need to be done. Mayor Kaplan requested that Manager Sheeley

write a letter to the Town of Wawarsing requesting their financial assistance since the Hunt Memorial is used as a town wide building.

**MOTION AUTHORIZING  
ELECTRIC REPAIRS-HUNT  
MEMORIAL BUILDING  
#082613-8**

Motion by Trustee Steinhoff, seconded by Trustee Lopez authorizing the Manager to hire an electrician not to exceed \$1,800.00 after other proposals are obtained.

All in favor - Aye - motion carried

Attorney Berger will review the contract with the Hunt Memorial Commission before any work is done to determine if the Village is responsible for repairs.

**MOTION AUTHORIZING  
ADVERTISING FOR  
BIDS-BOILER-GOVERNMENT  
CENTER  
#082613-9**

Motion by Trustee Lopez, seconded by Trustee Oliveras authorizing the Village Manager to advertise for bids for the replacement of the Government Center Boiler returnable September 23, 2013 at 12:00 noon.

All in favor - Aye - motion carried

Manager Sheeley also discussed with board members a Telecom Data contract agreement (Government Center phone service) as well as the parking lot at 90 Center Street which will be discussed at the next Planning Board meeting.

**MOTION AUTHORIZING  
B&L CONTRACT EXTENSIONS  
8 & 9  
#082613-10**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras to accept the contract extensions #8 and #9 for Barton and Loguidice in reference to the Wastewater Treatment Plant for the on-site inspection and contaminated soil

All in favor - Aye – 4; Abstain – 1 – Younger  
Motion passed.

## **TREASURER'S REPORT**

### **MOTION AUTHORIZING CORRECTION OF AUDIT REPORT #082613-11**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the attached correction of the audit report dated 7/8/13 upon recommendation of the Village Treasurer.  
All in favor - Aye - motion carried

Treasurer Polkoski presented the monthly Treasurer's Report and requested the payment for purchases incurred during construction of Berme Road Park be tabled till next meeting.

### **MOTION TO TABLE PAYMENT-BERME ROAD PARK #082613-12**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to table the payment of purchases incurred during the construction of Berme Road Park.  
All in favor - Aye - motion carried

### **MOTION TO LEASE POSTAGE MACHINE #082613-13**

Motion by Trustee Steinhoff, seconded by Trustee Lopez authorizing a two year lease from Kristt Co. for a postage machine subject to reaffirming the price for a two year vs. a four year lease.  
All in favor - Aye - motion carried

## **ATTORNEY'S REPORT**

Attorney Berger stated that Mr. & Mrs. C. Rosendorf, Siegel Drive would like to donate their property to the Village. It was the consensus of the board that since this strip of land has no valid municipal purpose, the Village will decline their offer.

## **BUILDING DEPARTMENT**

Code Enforcer Schug spoke about the two abandoned pools (2 Roslyn & 8 Terrie) and his attempts to contact the owners. The owner of 8 Terrie will be removing the pool himself but all attempts to contact the bank at 2 Roslyn have been futile.

**MOTION AUTHORIZING  
REMOVAL OF ABANDONED  
POOL  
#081313-14**

Motion by Trustee Steinhoff, seconded by Trustee Lopez to award the removal of an abandoned pool at 2 Roslyn Street to 770-1304 Construction Company, the lowest responsible bidder in the amount of \$1.00.  
All in favor - Aye - motion carried

Mr. Schug gave updates on various projects that are taking place in the Village.

**RESOLUTIONS**

**MOTION AUTHORIZING  
CREATION OF POSITION  
DEPUTY TREASURER  
#081313-15**

Motion by Trustee Steinhoff, seconded by Trustee Oliveras authorizing the creation of a position of Deputy Treasurer, a non-competitive confidential position, in accordance with Ulster County Civil Service rules.  
All in favor - Aye - motion carried

**MOTION AUTHORIZING  
SEEKING APPLICANTS  
DEPUTY TREASURER  
#081313-16**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Village Manager to seek applicants for the position of Deputy Village Treasurer.  
All in favor - Aye - motion carried

**MOTION AUTHORIZING  
CONTRACT WITH GOLDEN  
BUILDERS  
#081313-17**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff authorizing the Village Manager to sign a contract with Golden Builders Inc. for \$7,000 for soffit, fascia, gutters and downspouts at the Water Department.  
All in favor - Aye - motion carried

**MOTION AUTHORIZING  
CONTRACT WITH TOP  
QUALITY SEALCOAT-  
BASKETBALL COURTS  
#081313-18**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Village Manger to sign a contract with Top Quality Sealcoat, Inc. for \$7,200.00 for repair, resurface, reline and recolor basketball courts.

All in favor - Aye - motion carried

**MOTION AUTHORIZING  
CONTRACT WITH TOP  
QUALITY SEALCOAT  
TENNIS COURTS  
#081313-19**

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger authorizing the Village Manger to sign a contract with Top Quality Sealcoat, Inc. for \$7,125.00 for repair and recolor tennis courts.

All in favor - Aye - motion carried

**MOTION AUTHORIZING  
PURCHASE OF KUBOTA  
TRACTOR  
#081313-20**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras authorizing the purchase of a Kubota tractor with mower deck and bucket from Pine Bush Equipment in the amount of \$27,300.20 (State Bid) for the Sewer Department to replace 20+ year old John Deere tractor.

All in favor - Aye - motion carried

**MOTION AUTHORIZING  
PURCHASE OF BASKETBALL  
BACKBOARDS  
#081313-21**

Motion by Trustee Steinhoff, seconded by Trustee Lopez authorizing the purchase of two 6' backboards for basketball courts, delivered, including new posts from Anaconda Sports in the amount of \$3,950.00.

All in favor - Aye - motion carried



**MOTION AUTHORIZING  
SIDE LETTER OF AGREEMENT  
#081313-22**

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff authorizing the Village Manager to sign a Side Letter of Agreement between the Village of Ellenville and AFSCME Council 66, Local 750-10, re: Municipal Worker, Wastewater Treatment Plant.  
All in favor - Aye - motion carried

**MOTION AUTHORIZING  
AGREEMENT WITH  
TELECOM DATA SERVICE  
#081313-23**

Motion by Deputy Mayor Younger, seconded by Trustee Oliveras authorizing the Village Manager Sheeley to sign an agreement with Telecom Data Service Inc. at a monthly rate of \$99.23.  
All in favor - Aye - motion carried

**TRUSTEE CONCERNS**

Deputy Mayor Younger requested updates on the Ida Lane project, Safe Routes to School and also spoke about a dead tree on Rear Chapel Street, the bear in his neighborhood and Image Clothing store.

Trustee Lopez stated the there is a lot on the corner of Clinton Avenue that needs to be mowed and Manager Sheeley will take care of it.

**ADJOURN**

Motion by Trustee Oliveras, seconded by Trustee Lopez to adjourn at 8:30 p.m. in memory of Harry Resnick.  
All in favor - Aye - motion carried

Transcribed by:

Noreen Dechon  
Village Clerk