

VILLAGE OF ELLENVILLE
BOARD MEETING
October 14, 2020
PUBLIC MEETING

Meeting called to order with the Pledge of Allegiance by Mayor Kaplan at 6:00 p.m.

ROLL CALL	Mayor Jeffrey Kaplan	Present
	Deputy Mayor Younger	Present
	Trustee Francisco Oliveras	Present
	Trustee Patricia Steinhoff	Present
	Trustee Michael Mochetta	Absent w/notice

ALSO PRESENT

Daniel Tucker, Village Treasurer
Abigail Osgood, Village Attorney
Brian Schug, Code Enforcement Officer
Michelle Booth, Deputy Village Clerk
Michael Jeter, Street Department Foreman
Michael Ryman, WWTP Foreman

Public Hearing:

**MOTION TO OPEN THE PUBLIC HEARING
PERTAINING TO LOCAL LAW #5 OF 2020
AMENDING CHAPTER 227 –
ADDING §227.1 – PARKING OF
COMMERCIAL VEHICLES IN
RESIDENTIAL DISTRICTS**

Motion was made by Trustee Steinhoff and seconded by Trustee Oliveras to open the public hearing at 6:15 PM Pertaining to Local Law #5 of 2020 Amending Chapter 227 –adding §227.1 – Parking of commercial Vehicles in residential districts. All in favor –aye-motion carried

The Mayor gave the floor to Attorney Osgood to go over the proposed law that Planner Shuster revised. The Attorney and Code Enforcement Officer went over the proposed changes and suggested that the special use permit should be for only one year rather than the proposed three years. Building Inspector Schug stated that they are revocable if there are any violations.

Councilman Buchwalter asked questions regarding the setback of the vehicles. Dr. Paul Lonstein asked about the number of lawn care vehicles. Building Inspector Schug stated that that already falls under the

property maintenance code which already has regulations for driveway space and parking vehicles on the lawn.

Deputy Mayor Younger asked if the special permit needed to be applied for was done with the Planning Board and Building Inspector Schug replied yes.

**MOTION TO CLOSE THE PUBLIC HEARING
PERTAINING TO LOCAL LAW #5 OF 2020
AMENDING CHAPTER 227 –
ADDING §227.1 – PARKING OF
COMMERCIAL VEHICLES IN
RESIDENTIAL DISTRICTS**

Motion was made by Trustee Steinhoff and seconded by Trustee Oliveras to close the public hearing at 6:30 PM Pertaining to Local Law #5 of 2020 Amending Chapter 227 –adding §227.1 – Parking of commercial Vehicles in residential districts. All in favor –aye-motion carried

**MOTION TO ADOPT LOCAL LAW #5 OF 2020
AMENDING CHAPTER 227 - ADDING §227.1
PARKING OF COMMERCIAL VEHICLES
IN RESIDENTIAL DISTRICTS**

Motion was made by Trustee Steinhoff and seconded by Trustee Olivares to adopt Local Law #5 of 2020 Amending Chapter 227 adding §227.1 Parking of commercial Vehicles in residential districts

Roll Call

Mayor Kaplan-aye
Deputy Mayor Younger-aye
Trustee Steinhoff-aye
Trustee Oliveras-aye

Motion Carried

Petitioners & Correspondence:

Mayor Kaplan would like Brendan Burke and Barbara Hoff invited to the next Village Board meeting to be presented with a certificate of merit for their hard work during strEATS.

The Mayor would like to sit down with the restaurants to see what their thoughts are about continuing the strEATS next year. The Mayor did have a conversation with the Shadowland and they can work on creating a rear entrance to the theater, so Canal Street can be closed for the outdoor dining.

The Mayor announced that this Saturday is the golf tournament for Stoeckeler Memorial Park and 100% of the proceeds go to the golf course and Park. There is a piece of equipment that needs to be purchased.

Mayor Kaplan and Trustee Steinhoff will present a certificate to Ken Beck for his long time service to the ZBA.

Tony Avery from the Ellenville Slow Pitch league had a problem with the lighting at the softball field at Berme Road Park. The league did some fundraising and raised \$2,400 to contribute to the cost of fixing the lights. The Mayor would like the Manager to coordinate a meeting with Mr. Avery to work on a solution to get the lights fixed.

Councilman Buchwalter from the Town of Wawarsing/Village resident was concerned with the wording of the leaf pick up letter that there was only going to be two pick-ups in each neighborhood. Street Department Foreman Michael Jeter explained that this is the same as other years and the only difference is that we are trying to stop residents from putting out debris all year long. The Mayor stated that we are still going to work with the public but we need to set limitations.

Mayor Kaplan asked Street Department Foreman Jeter if there was room to park some of the larger vehicles down at the Street Department. Foreman Jeter said they may have room for ten vehicles.

Jeff Rubin asked where the Wayfinding project stood at this time. The Mayor stated that the committee is in its final phases now on what should be on the signs. Hopefully the Village and the Town will make a joint application for funding.

The Village, Town and the School did a joint branding campaign and did lengthy interviews and hired a local person, Gerald Berliner. Unfortunately the School is no longer interested and voted no. The Mayor and Deputy Mayor both agree that we should vote on keeping the branding.

Sewer Report:

Mike Ryman went over the items he has on the agenda for approval.

Treasurers Report:

Treasurer Tucker went over some of the items that Manager Warren wanted to go over with the Board.

The Mayor would like to see at the next meeting how the revenue is versus expenses are from September 1st until the end of the season.

Treasurer Tucker went over the outstanding taxes. He will be working with Abby to get the tax sale moving forward.

Mayor Kaplan would like Village Manager to reach out to the County as far as making the Village whole with our tax collection.

The Treasurer is asking the motion to amend the BAN amount in the budget due to the fact that the Village borrowed money for Police cars and the money cannot be borrowed for longer than the life of the vehicles.

The ERLF report was put in the packets and Trustee Steinhoff wanted to commend the two businesses that paid off their loans recently.

Attorney's Report:

A deed is needed for the O&W Rail Trail for the property located at 5 Berme Road to continue with the grant project.

Building Report:

Continuation of the short term rental discussion, Planner Shuster had some recommendations of parking. Building Inspector Schug briefly went over some of the other changes. They Mayor asked the Board if anyone had any objection on asking the public if they had any input on the concept, no objection.

The Board will schedule a public hearing for November 9th at 6:15 PM.

The Building updated his spreadsheet as the Board requested.

Resolutions:

**MOTION TO AUTHORIZE MICHAEL RYMAN
TO ATTEND THE HDPE PIPE AND
APPLICATIONS CLASS IN MAYBROOK,
NEW YORK ON NOVEMBER 10, 2020.**

Motion made by Trustee Steinhoff and seconded by Deputy Msyor Younger to authorize Michael Ryman to attend the HDPE Pipe and Applications class in Maybrook, New York on November 10, 2020. This class is during normal work hours and the only cost to the Village will be meal reimbursement. All in favor-aye-motion carried

**MOTION AUTHORIZING
THE EXPENDITURE OF
\$10,714.75 TO CALGON
CARBON FOR THE UV SYSTEM
AT THE SEWER PLANT UPON
RECOMMENDATION OF THE
SEWER DEPARTMENT FOREMAN**

Motion was made by Trustee Oliveras and seconded by Trustee Steinhoff authorizing the expenditure of \$10,714.75 to Calgon Carbon for the UV System at the Sewer Plant upon recommendation of the Sewer Department Foreman. All in favor-aye-motion carried.

**MOTION TO KEEP THE
BRANDING THAT GERALD
BERLINER CREATED FOR
THE VILLAGE AND USE IT AS OUR BRAND
MOVING FORWARD**

Motion was made by Trustee Steinhoff and seconded by Trustee Oliveras to keep the branding that Gerald Berliner created for the Village and use it as our brand moving forward. All in favor-aye-motion carried.

**MOTION TO HIRE BRADEN KROM
AS A PROVISIONAL MUNICIPAL
WORKER 1 IN THE STREET
DEPARTMENT AT A SALARY IN
ACCORDANCE WITH THE AFSCME
LOCAL 750 UNION CONTRACTS
EFFECTIVE OCTOBER 21, 2020
UPON RECOMMENDATION OF
THE STREET DEPARTMENT FOREMAN**

Motion was made by Trustee Steinhoff and seconded by Deputy Mayor Younger to hire Braden Krom as a Provisional Municipal Worker 1 in the Street Department at a salary in accordance with the AFSCME Local 750 union contract effective October 21, 2020 upon recommendation of the Street Department Foreman and is to obtain his CDL license within 6 months to a year. All in favor-aye-motion carried.

**MOTION TO HIRE GREGG WORDEN
AS A PROVISIONAL MUNICIPAL
WORKER I IN THE SEWER DEPARTMENT
AT A SALARY IN ACCORDANCE WITH
THE AFSCME LOCAL 750 UNION CONTRACT
EFFECTIVE OCTOBER 15, 2020 UPON
RECOMMENDATION OF THE SEWER
DEPARTMENT FOREMAN**

Motion was made by Trustee Steinhoff and seconded by Deputy Mayor Younger to hire Gregg Worden as a provisional Municipal Worker 1 in the Sewer Department at a salary in accordance with the AFSCME Local 750 union contract effective October 15, 2020 upon recommendation of the Sewer Department Foreman. All in favor-aye-motion carried.

**MOTION TO RE-APPOINT
TANYA ALLEN TO THE
PLANNING BOARD WITH
TERM EXPIRING 7/15/2025**

Motion was made by Trustee Steinhoff and seconded by Deputy Mayor Younger to re-appoint Tanya Allen to the Planning Board with term expiring 7/15/2025. All in favor-aye-motion carried.

**MOTION TO APPOINT ROBERT
SIEGEL TO THE ZONING BOARD
OF APPEALS WITH TERM
EXPIRING 7/15/2028**

Motion was made by Trustee Steinhoff and seconded by Trustee Oliveras to appoint Robert Siegel to the Zoning Board of Appeals with term expiring 7/15/2028. All in favor-aye-motion carried.

**MOTION TO RE-APPOINT MINNIE
SIMMRONS (TERM ENDING 7/15/2023),
MANUEL TORRES (TERM ENDING 7/15/2024)
ERIC CAFARO (TERM ENDING 7/15/2024)
AND JUAN PAGAN (TERM ENDING 7/15/2025)
TO THE ELLENVILLE HOUSING AUTHORITY
BOARD EFFECTIVE IMMEDIATELY**

Motion was made by Deputy Mayor Younger and seconded by Trustee Steinhoff to re-appoint Minnie Simmrans (term ending 7/15/2023), Manuel Torres (term ending 7/15/2024), Eric Cafaro (term ending 7/15/2024) and Juan Pagan (term ending 7/15/2025) to the Ellenville Housing Authority Board effective immediately. All in favor-aye-motion carried.

**MOTION AUTHORIZING THE
VILLAGE MANAGER TO SIGN
THE SHARE SERVICE AGREEMENT
BETWEEN THE VILLAGE OF
ELLENVILLE AND NYSDOT
UPON RECOMMENDATION
OF THE STREET DEPARTMENT FOREMAN**

Motion was made by Deputy Mayor Younger and seconded by Trustee Oliveras authorizing the Village Manager to sign the share service agreement between the Village of Ellenville and NYSDOT upon recommendation of the Street Department Foreman. All in favor-aye-motion carried.

**MOTION TO ACCEPT THE
RESIGNATION OF KENNETH
BECK FROM THE ZONING
BOARD OF APPEALS EFFECTIVE
IMMEDIATELY WITH REGRET**

Motion was made by Trustee Steinhoff and seconded by Deputy Mayor Younger to accept the resignation of Kenneth Beck from the Zoning Board of Appeals effective immediately with regret. All in favor-aye-motion carried.

**MOTION TO AUTHORIZE THE
VILLAGE MANAGER TO GO INTO
CONTRACT WITH ENGIE FOR
ELECTRIC SERVICE AT A RATE
OF 0.05895 PER KW HOUR EFFECTIVE
FROM NOVEMBER 1, 2020 TO
OCTOBER 31, 2023 UPON
RECOMMENDATION OF
THE VILLAGE MANAGER**

Motion was made by Trustee Steinhoff and seconded by Trustee Oliveras to authorize the Village Manager to go into contract with ENGIE for electric service at a rate of 0.05895 per KW hour effective from November 1, 2020 to October 31, 2023 upon recommendation of the Village Manager. All in favor-aye-motion carried.

**MOTION TO AMEND THE BUDGET
TO INCREASE THE BAN PRINCIPAL
LINE UP TO \$700 TO COVER THE
REQUIRED PRINCIPAL PAYMENT
ON THE NOTE ISSUED FOR THE
PURCHASE OF POLICE VEHICLES**

Motion was made by Trustee Steinhoff and seconded by Deputy Mayor Younger to amend the budget to increase the BAN principal line up to \$700 to cover the required principal payment on the Note issued for the purchase of police vehicles. All in favor-aye-motion carried

**MOTION TO ORDER A TITLE
SEARCH FOR THE VILLAGE
PROPERTY LOCATED AT
5 BERME ROAD TO OBTAIN
A GRANT FOR THE O&W RAIL
TRAIL PROJECT UP TO \$150.00**

Motion was made by Trustee Steinhoff and seconded by Trustee Oliveras to order a title search for the Village property located at 5 Berme Road to obtain a grant for the O&W Rail Trail Project up to \$150.00. All in favor-aye-motion carried.

**MOTION TO SCHEDULE A PUBLIC
HEARING ON NOVEMBER 9TH AT 6:15 PM
TO DISCUSS AMENDING THE SHORT
TERM RENTAL LAW LOCAL LAW NO. 6 OF 2020**

Motion was made by Trustee Steinhoff and seconded by Trustee Oliveras to schedule a public hearing for November 9th at 6:15 PM to discuss amending the short term rental law local law no. 6 of 2020. All in favor-aye-motion carried

**MOTION TO ADJOURN TO
EXECUTIVE SESSION
NOT TO RECONVENE**

Motion was made by Trustee Steinhoff and seconded by Trustee Oliveras to adjourn the meeting at 7:30 PM to enter into executive session to discuss a legal matter not to reconvene. All in favor-aye-motion carried.

Respectfully submitted by:

Michelle Booth
Deputy Clerk