

VILLAGE OF ELLENVILLE
BOARD MEETING
May 27, 2020
6:00 p.m.
PUBLIC/ZOOM MEETING

Meeting called to order by Mayor Kaplan at 6:00 p.m.

ROLL CALL

Mayor Jeffrey Kaplan	Present
Deputy Mayor Younger	Present
Trustee Francisco Oliveras	Absent w/notice
Trustee Patricia Steinhoff	Present
Trustee Moschetta	Present

ALSO PRESENT

Michael Warren, Village Manager
Traci Jeter, Village Clerk
Daniel Tucker, Village Treasurer
Abigail Osgood, Village Attorney -VIA ZOOM
Brian Schug, Code Enforcement Officer

APPROVAL OF
MINUTES

Motion by Trustee Steinhoff, seconded by Trustee Moschetta to approve the minutes of March 23rd and April 27th, 2020
All in favor – Aye- motion carried

Mayor Kaplan spoke about the Berme Road Park and the tennis and basketball courts at Berme Road and would like a motion from the Board to only open the tennis courts at this time until we get the go ahead from the Governor to open the Park and Basketball courts.

Motion by Trustee Moschetta, seconded by Trustee Steinhoff to open the tennis courts on Berme Road subject to social distancing and limiting the number of players to four in the court area.
All in favor – Aye – motion carried

Mayor Kaplan also spoke about the termination of the Justice Court and would like to make a motion to re-advertise for a continuance of a public hearing on this matter and to also make a motion to schedule the neighborhood walk for the next meeting of June 8th, 2020 at 5:00 p.m.

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to authorize the Village Clerk to advertise for the continuance of public hearing on the termination of the Justice Court for June 22nd, 2020 at 6:05 p.m.

All in favor – Aye- motion carried

Motion by Trustee Steinhoff, seconded by Trustee Moschetta to schedule the next neighborhood walk for the downtown business area on June 8th, 2020 at 5:00 p.m. The Board will meet in the municipal parking lot next to Spectrum.

All in favor – Aye – motion carried

PUBLIC HEARING - LOCAL LAW #2 2020

Motion by Trustee Steinhoff, seconded by Trustee Moschetta to open the continuance of Local Law #2 of 2020 public hearing – short term rentals at 6:15 p.m.

All in favor – Aye- motion carried

In attendance for this public hearing were the following:

- Dr. Paul (present) and Robin Lonstein (via zoom)
- Dan Shuster, Village Planner (via zoom)
- Councilman Roger Buchwalter (via zoom)
- Councilman Paul Tuzzilino (via zoom)
- Peter and Monica Cohen (via zoom)
- Paul Villinski (via zoom)
- Sophia Brown (via zoom)
- Kylie Reilly (via zoom)

The Board spoke about the short-term rentals at great lengths and answered and addressed all concerns.

Dan Shuster, Village Planner, will make the following revised modifications and present it to the Board for approval at the next meeting of June 8th, 2020:

- Short Term Lodging - Such use shall be considered as an accessory to the primary use of the property, however, it does not include “accessory apartment”, “tourist home”, “hotel” or “motel”.
- Short Term Lodging Operator - Must be owner’s permanent resident of the property
- Short Term Lodging Use is subject to the following conditions - Applicant may request approval of an additional number of lodgers, up to a maximum of 10, upon submission and approval of an application for a special use permit in accordance with §227-125
 - No more than two adults shall occupy a bedroom
 - Trash and refuse shall not be stored within public view except for the purpose of collection on scheduled trash collection days.
- Required Permit Approval and Registration - Planning Commission shall place the application on its agenda and inform adjacent property owners of such application at least five (5) days prior to said meeting and upon following review by the Planning Commission, shall determine whether the application complies with the standards and requirements and shall consider the recommendation of the Planning Commission. Upon a determination that the permit warrants approval, the permit shall be issued, subject to any relevant conditions, and will be valid for a period of one year from the date of issuance. The permit may be renewed subject to the submission of an application and the provision herein.
- Fees and Penalties – Fees shall be required regarding short term lodging facilities: Initial application, annual permit and annual fire safety inspection. The amount of such fees shall be as included in the fee schedule approved periodically by the Village Board of Trustees.
- The property owner or authorized agent upon notification that any occupant or guest has created unreasonable noise or disturbances, or engaged in disorderly conduct, or committed violations of provisions of the Village Code or any State Law, shall

promptly respond in a timely and appropriate manner to prevent a recurrence of such conduct. The operator of a short term lodging facility may be penalized or the permit revoked by the Village of Ellenville due to failure of the short term lodging operator to respond to notification of any concern set forth:

- First offence - \$1,000 fine
- Second offence – Revocation of the short term lodging permit for one year
- Third offence – Permanent revocation of the short term lodging permit

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to adjourn the public hearing.
All in favor – Aye- motion carried

SEWER REPORT:

Motion by Trustee Steinhoff, seconded by Trustee Moschetta to re-affirm the emergency expenditure of \$2,975.50 to PJ Gallagher and Sons for the repair of the EQ pump at the Sewer Department upon recommendation of the Sewer Department Foreman.
All in favor – Aye – motion carried

Motion by Trustee Moschetta, seconded by Trustee Steinhoff to authorize the expenditure of \$1,800.00 to MTEK for bioAug for the Sewer Department upon recommendation of the Sewer Department Foreman.
All in favor – Aye –motion carried

POLICE REPORT:

Chief Mattracion updated the Board on the current COVID-19 situation and informed the Board that domestic and crime stats are up mainly due to COVID-19 and larceny and robberies are also up.

Chief Mattracion stated that with everything going on he would like a motion to re-hire Matthew Ferry and hire Gary Wells as Full-time Police Officers and to re-hire Richard Jacobs, Michael Doria

and James Secreto and hire Robert Figueroa as Part-Time Police Officers with effective date of June, 2020 for all officers.

Motion by Trustee Moschetta, seconded by Deputy Mayor Younger to hire Matthew Ferry and Gary Wells as Full-Time Police Officers effective June, 2020.

All in favor – Aye- motion carried

Motion by Trustee Moschetta, seconded by Trustee Steinhoff to hire Part-Time Police Officer(s) Richard Jacobs, Michael Doria (Step 5), James Secreto (Step 1) and Robert Figueroa (training rate) effective June, 2020.

All in favor – Aye – motion carried

Chief Mattracion would also like to discuss the need for new body cameras for his' department. Mayor Kaplan informed the Chief to meet with the Village Manager to discuss this matter.

MANAGER'S REPORT:

Village Manager spoke to the Board on the following:

- 1) Brian Pickard – The Village Manager has brought in Mr. Pickard to look over the Village's financials and would like a motion to hire his' firm to help in getting the Village financials and other accounting areas up to date.

The Board would like to hold off on hiring his' firm until they review his' submitted report.

- 2) Golf Course – Golf course is looking great and has been packed.

Mayor Kaplan would like Treasurer Tucker to put together a profit and loss statement for the club for the next meeting.

- 3) Village projects – Will be submitting a list of all current projects for the Board.
- 4) Clinton Street Bridge - Discussion

ATTORNEY REPORT:

Attorney Osgood discussed with the Board vehicles in residential areas and Local Law #4 – amending Chapter 30 – Procurement Policy. The Board moved these discussions for the next meeting of June 8, 2020 when Dan Shuster will be present.

TREASURER’S REPORT

Nothing at this time

BUILDING REPORT

Code Enforcement Officer discussed with the Board the current building department rate increases as follows (resolution #4):

- 1) Certificate of Rental Safety Certificates (annual) – FROM \$50.00 - TO \$100.00 per apartment unit/rented dwelling
- 2) Residential/Commercial building permit with construction over \$10,000 – FROM \$8.00 - TO \$10.00 per \$1,000.00 of cost of construction
- 3) Fire Inspections – FROM - \$90.00 – TO \$125.00

RESOLUTIONS

MOTION ACCEPTING RESIGNATION OF SERGEANT ROBERT MORSE (RESOLUTION #1)

Motion by Trustee Steinhoff, seconded by Trustee Moschetta to accept the resignation of Sergeant Robert Morse effective June 1, 2020.

All in favor – Aye- motion carried

MOTION TO AUTHORIZE
CLERK TO ADVERTISE
FOR A PUBLIC HEARING –
2020 CFA SMALL CDBG APPLICATION
(RESOLUTION #2)

Motion by Trustee Steinhoff, seconded by Trustee Moschetta to authorize the Village Clerk to advertise for a public hearing on June 22, 2020 at 6:15 p.m. for the purpose of discussing the 2020 CFA Small CDBG application, eligible activities, program requirements, past projects, possible future projects and public comments and suggestions upon recommendation of the Village Manager.

All in favor – Aye – motion carried

MOTION AUTHORIZING
MAYOR TO SIGN AGREEMENT
WITH BLAUER AND ASSOCIATES
(RESOLUTION #3)

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to authorize the Mayor to sign the agreement for preparation of Small Cities Block Grant Public Infrastructure Application between the Village of Ellenville and Mark Blauer upon recommendation of the Village Manager.

All in favor – Aye- motion carried

MOTION TO MODIFY AND
AMEND THE FEE SCHEDULE
IN THE BUILDNG DEPARTMENT
(RESOLUTION #4)

Motion by Trustee Steinhoff, seconded by Deputy Mayor Younger to modify and amend the fee schedule in the Building Department upon recommendation of the Code Enforcement Officer.

All in favor – Aye- motion carried

MOTION TO HIRE
STANLEY NOVAL AS
SEASONAL HELP AT THE
JOSEPH STOECKELER MEMORIAL
PARK AND GOLF COURSE
(RESOLUTION #5)

Motion by Trustee Moschetta, seconded by Deputy Mayor Younger to hire Stanley Noval as seasonal help at the Joseph Stoeckeler Memorial Park and Golf Course at a rate of \$15.00 per hour effective May 16, 2020.

All in favor – Aye –motion carried

MOTION AUTHORIZING
TREASURER/PAYROLL CLERK
TO PAY OUT 4TH QUARTER
NY RISING HOURS
(RESOLUTION #6)

Motion by Trustee Steinhoff, seconded by Trustee Moschetta to authorize the Treasurer/Payroll Clerk to pay out the 4th quarter NY Rising hours to employees working with NY Rising. These hours are reimbursed through NY Rising.

All in favor – Aye- motion carried

MOTION AUTHORIZING
EXPEDITURE TO QUILITY,
DWYER AND LARKIN
(RESOLUTION #7)

Motion by Deputy Mayor Younger, seconded by Trustee Steinhoff to authorize the expenditure of \$183,298.68 to Quility, Dwyer and Larkin Insurance Agency for the Village of Ellenville insurance package renewal upon recommendation of the Village Manager (This expenditure will be paid in four installment payments of \$45,824.67).

All in favor- Aye – motion carried

MOTION AUTHORIZING
EXPENDITURE TO QUILITY,
DWYER AND LARKIN
(RESOLUTION #8)

Motion by Trustee Steinhoff, seconded by Trustee Moschetta to authorize the expenditure of \$4,679.57 to Quility, Dwyer and Larkin Insurance Agency for the Village of Ellenville 2020/2021 Cyber Insurance Liability Renewal upon recommendation of the Village Manager.

All in favor – Aye- motion carried

BOARD REPORTS

Trustee Moschetta – Inquired on the following from the Village Manager:

- 1) Hydrant problem – Village Manager informed him that the problem has been fixed.
- 2) Overtime in the Water and Sewer Departments – Trustee Moschetta asked if the Town was interested in working at the Sewer Department. Manager Warren informed him that he spoke to the Town and they were not interested and Manager Warren is still working on the overtime issue.
- 3) Sewer Department test – The individual is preparing for the test and will be taken the test sometime in July.
- 4) Paperwork to present to the Town for reimbursement for Village events – Manager Warren informed him that he will get the information together.

Trustee Steinhoff – It looks like sludge is becoming an issue at the Sewer Department. Manager Warren will get a report from Barton and Loguidice on this issue.

Deputy Mayor Younger – Inquired on the following:

- 1) Sewer overtime – Wants to make sure it is being monitored.
- 2) Study on using the drying beds at the Sewer Department – Manager Warren will contact Mark Blauer to see if he can include this study in the grant proposal

ADJOURN

Motion by Trustee Steinhoff, seconded by Trustee Moschetta to adjourn the meeting at 8:10 p.m.

All in favor – Aye – motion carried

Respectfully submitted,

Traci Jeter
Village Clerk