

## Minutes

### Village Board of Trustees

November 8, 2007

A meeting of the Village of Horseheads Board of Trustees was held on the above date at 7:00 p.m. Present were Mayor Patricia Gross, Trustees Earle Catlin, Howard Miller and Walt Herbst, Village Attorney John Groff, Fire Chief Arthur Sullivan; Clerk-Treasurer Sharron Cunningham, and Deputy Clerk Michele Accavallo. Also present were: Bernie and Patricia Weigle, 111 Boorum Pl.; Evelyn Cronin, 135 Catalpa Dr.; Tess Banfield, 134 Catalpa Dr.; Jean Quinn, 555 Gardner Rd.; J. Patrick Arndt, 708B S. Main St.; Marcia Tinker, 708B S. Main St.; George Kastenhuber, 519 John St.; Robert Emmich, 709 Taylor Rd.; Jeff Gray, 922 South Ave.; Steven Morrell, 143 Matthew Cir.; Kevin Sullivan, 367 E. Franklin St.; George Koliwasky, 303 Eleanor St.; Carol Sullivan, 544 Hatfield St.; Carl Gross, 632 W. Broad St.; Conor Everett, 104 Greenridge Dr.; Dan Gross, Hamburg, NY; Barb Skorczewski, 109 W. Franklin St.; Mike Stenpeck, 2202 Grand Central Ave.; Al Edwards, Horseheads; Terry Stillrent, Horseheads; Eileen Patocka, 3136 Watkins Rd.; and the news media.

Trustee Herbst offered comments and accolades to Mayor Gross and Trustee Catlin on this their last official Board meeting. He announced a recognition reception for both of them to be held on November 29<sup>th</sup> at Village Hall.

Resolution by Trustee Miller, seconded by Trustee Herbst

BE IT RESOLVED, that the reading of the minutes of the Board of Trustees Meeting of October 25, 2007 be dispensed with and the same stand approved as entered by the Clerk.

Roll Call Vote:

Mayor Gross:	Aye
Trustee Catlin:	Aye
Trustee Miller:	Aye
Trustee Herbst:	Aye

Resolution by Trustee Herbst, seconded by Trustee Miller

BE IT RESOLVED, that the audit of bills as listed below be received and approved for payment when in funds:

-	General	\$123,652.01
-	Water	\$ 24,194.79
-	Trust and Agency	\$ 910.86

and be it further

RESOLVED, that \$3,303.00 be appropriated from the Capital Reserve Fund for Lights & Sirens for the new Police Vehicle.

Roll Call Vote:

Mayor Gross:	Aye
Trustee Catlin:	Aye
Trustee Miller:	Aye
Trustee Herbst:	Aye

Resolution by Trustee Herbst, seconded by Trustee Miller

BE IT RESOLVED, that the Justice Reports for October 2007 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

Mayor Gross:	Aye
Trustee Catlin:	Aye
Trustee Miller:	Aye
Trustee Herbst:	Aye

Resolution by Trustee Herbst, seconded by Trustee Miller

BE IT RESOLVED, that the minutes from the Planning Board Meeting of October 23, 2007 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

Mayor Gross:	Aye
Trustee Catlin:	Aye
Trustee Miller:	Aye
Trustee Herbst:	Aye

Resolution by Trustee Miller, seconded by Trustee Herbst

BE IT RESOLVED, that due to the Thanksgiving holidays, the regularly scheduled Board of Trustees Meeting of November 22<sup>nd</sup> is hereby cancelled.

Roll Call Vote:

Mayor Gross:	Aye
Trustee Catlin:	Aye
Trustee Miller:	Aye
Trustee Herbst:	Aye

Resolution by Trustee Herbst, seconded by Trustee Miller

BE IT RESOLVED, that an Organizational Meeting for the Village Board is hereby scheduled for Monday, December 3<sup>rd</sup>, 2007 at 7:00 p.m.

Roll Call Vote:

Mayor Gross:	Aye
Trustee Catlin:	Aye
Trustee Miller:	Aye
Trustee Herbst:	Aye

Joint Application for County Shared Services Study on Firefighting

Atty. Groff stated that the this is to explore more economical operations with other fire agencies, and whether this would be an advantage. Allow for funds to do a study.

Mayor Gross said she and Chief Sullivan attended a meeting regarding this and Fire Chiefs met and are in support of this.

Resolution by Trustee Herbst, seconded by Trustee Miller

WHEREAS, the Chemung County Executive has notified Pat Gross, Mayor of the Village of Horseheads of Chemung County's intention to serve as the Lead Applicant responsible for the preparation and submission of an application requesting in funding from New York State's 2007-2008 Shared Municipal Services Incentive (SMSI) Program in cooperation with each of Chemung County's municipal governing boards, and

WHEREAS, the proceeds of the proposed SMSI grant award will be used to procure consultant services to conduct a feasibility study examining existing firefighting service units within Chemung County and identifying potential cost savings and service improvements that might be achieved through increased sharing of firefighting resources among the County's municipal jurisdictions, and

WHEREAS, Chemung County has affirmed that it will contribute the required ten percent cash share of the proposed feasibility study project's estimated cost on behalf of all co-applicants, and

WHEREAS, the Chemung County Executive has requested that the Village Board of the Village of Horseheads adopt a resolution expressly authorized the Chemung County Executive to submit the proposed application for SMSI funding and to identify the Village of Horseheads as a municipal co-applicant.

NOW THEREFORE BE IT RESOLVED, that the Village Board of the Village of Horseheads hereby authorizes the Chemung County Executive to prepare and submit a joint application for SMSI funding for the proposed feasibility study project and to identify the Village of Horseheads as a co-applicant, and be it further

RESOLVED, that the Village Board of the Village of Horseheads authorizes the Mayor to represent the Village of Horseheads in the preparation of an intermunicipal agreement between the County of Chemung and the Village of Horseheads in which the respective responsibilities of the County and the Village of Horseheads in the proposed feasibility study project are specifically identified.

Roll Call Vote:

Mayor Gross:	Aye
Trustee Catlin:	Aye
Trustee Miller:	Aye
Trustee Herbst:	Aye

Motion by Trustee Herbst, seconded by Trustee Miller, that the following items be added to the agenda:

- D&A: Resolution on Chemung County Joint Application for Shared Services Study on Highway Services Board
- Update on Belosky Property - Gardner Road - Water and Road Dedication
- D&A: Acceptance of Yunis Realty LLC Water Distribution System and Road Dedication

Roll Call Vote:

Mayor Gross:	Aye
Trustee Catlin:	Aye
Trustee Miller:	Aye
Trustee Herbst:	Aye

Joint Application for County Shared Services Study on Highway Services

Atty. Groff said this is the same as the one on firefighting but covers highway services as a shared service.

Resolution by Trustee Miller, seconded by Trustee Herbst

WHEREAS, the Chemung County Executive has notified Pat Gross, Mayor of the Village of Horseheads of Chemung County's intention to serve as the Lead Applicant responsible for the preparation and submission of an application requesting funding from New York State's 2007-2008 Shared Municipal Services Incentive (SMSI) Program in cooperation with each of Chemung County's municipal governing boards participating in the Chemung County Highway Services Board, and

WHEREAS, the proceeds of the proposed SMSI grant award will be used to procure consultant services to facilitate the ongoing efforts of the Highway Services Board to develop a comprehensive road program supporting a more efficient and cost-effective highway services delivery system within Chemung County, and

WHEREAS, Chemung County has affirmed that it will contribute the required ten percent cash share of the proposed feasibility study project's estimated cost on behalf of all co-applicants, and

WHEREAS, the Chemung County Executive has requested that the Village Board of the Village of Horseheads adopt a resolution expressly authorizing the Chemung County Executive to submit the proposed application for SMSI funding and to identify the Village of Horseheads as a municipal co-applicant.

NOW THEREFORE BE IT RESOLVED, that the Village Board of the Village of Horseheads hereby authorizes the Chemung County Executive to prepare and submit a joint application for SMSI funding for the proposed consultant services and to identify the Village of Horseheads as a co-applicant, and be it further

RESOLVED, that the Village Board of the Village of Horseheads authorizes the Mayor to execute an intermunicipal agreement between the County of Chemung and the Village of Horseheads in which the respective responsibilities of the County and the Village of Horseheads in this agreement are

specifically identified.

Roll Call Vote:

Mayor Gross:	Aye
Trustee Catlin:	Aye
Trustee Miller:	Aye
Trustee Herbst:	Aye

Update on Belosky and Yunis Properties - Gardner Road

Atty. Groff said earlier this year we passed the Belosky subdivision - the deed conveying portion of street has been received and placed in County Clerk's Office. On the Yunis subdivision, we are receiving documentation regarding acceptance of water systems, etc. This resolution will allow for the dedication upon receipt of the final documentation. The developer is anxious to have this pass before it snows since the Village cannot snowplow until final documentation received.

Resolution by Trustee Catlin, seconded by Trustee Miller

WHEREAS, the Village of Horseheads is the owner and operator of the Village of Horseheads water system, and

WHEREAS, Yunis Realty LLC and/or Gardner Road LLC are the owners and developers of Village Estates situate in the Village of Horseheads, said developers having constructed or caused the construction of an extension of Lynhurst Avenue including sidewalks, lighting facilities, drainage facilities and a water distribution system within the project in accordance with approved plans and specifications, and

WHEREAS, the Village has been or anticipates being provided with test reports showing that the system has been appropriately disinfected and pressure tested, and

WHEREAS, the developer has or is expected to offer the Village dedicated ownership of the street, lighting, drainage and water distribution facilities, etc. including easements for water distribution system and drainage maintenance, repair and replacement for the constructed facilities in accordance with Village policies, practices and procedures, and

WHEREAS, it is anticipated that review of title to the property will establish that the contractors have released the project from mechanic liens or the time to file same has expired, and

WHEREAS, the developer has provided the Village with an irrevocable letter of credit to assure the timely completion of final road surfaces and the like, and

WHEREAS, Director of Public Works Chris Lawrick has overseen the construction of the system and has recommended acceptance of this water system as presently constructed and the appropriate easements for maintenance and repair of same.

NOW THEREFORE BE IT RESOLVED, that this Board does hereby authorize the acceptance of the dedication of the extension of a street known as Lynhurst Avenue including sidewalks, lighting facilities, drainage facilities and water distribution system for Gardner Road Subdivision - Phase 2A, and an easement for maintenance and repair of same from the owner/developer upon receipt of a

report from the Village Attorney that the offer of dedication meets or exceeds the policies, practices and procedures of the Village regarding such offers, does direct that following same such deeds, easements and other necessary instruments be recorded in the Chemung County Clerk's Office at the expense of the developer, authorizes the Mayor to execute any and all documents necessary for the acceptance and recording of same including NYS Transfer Tax Return, and does henceforth authorize the issuance of water connection permits to the dedicated system in accordance with the rules and regulations of the Water Department as amended from time to time, and be it further

RESOLVED, that copies of the foregoing instruments shall be placed on file with the Village Clerk.

Roll Call Vote:

Mayor Gross:	Aye
Trustee Catlin:	Aye
Trustee Miller:	Aye
Trustee Herbst:	Aye

Atty. Groff reported on the following items:

- Cameron Fabrication is considering a request that some Village property be surplus. Should have property appraised and seek bids. If you are interested in pursuing this please let me know.
- MS4 Stormwater regulations - copy of draft local law in your packet to review and consider. Prepared by MS4 Coalition.
- Correspondence from STEG - Tom Maily appointment approved.
- Request for seismic testing at Well 5 - the company withdrew original request now want to use Village streets for the testing. This is the second request received in 6 months. You declined first request. Let me know your thoughts regarding this.
- Met with CSEA re negotiations - going forward.
- Congratulations to Pat and Earle for many years of services and dedication.

Trustee Catlin - doesn't seem like 27 years. It has been an honor and privilege to work for the Village. We take for granted a lot in this community. We have a great water service. Our fire department is second to none. Biggest asset in the Village is our employees and they need to be commended. Police Department is great. Its very easy to be a Trustee for the Village of Horseheads.

Chief Sullivan presented Pat with a plaque. Thanked Pat and Earle for all their support over the years.

Bernie English thanked Pat for dedication to the Village. Thanked Earle for all he has done for the Village.

George Koliwasky wished the best to both Pat and Earle. Looking forward to working with everyone.

Tess Banfield thanked Pat for the dedication to the Village. Appreciate all the extras done for the Village and how you served the Village. I believe everyone appreciated you. Thanked Earle for the years of service.

George Kastenhuber - Thanked Pat and Earle for many years of service. Haven't always seen eye to eye but always worked it out. Appreciate years of service.

Dan Gross - Remember why you wanted to part of the Village. Said he is proud of her.

Kevin Sullivan- Thanked Earle and Pat.

Tom Sweet - Thanked Earle and Pat. My privilege to work along side for both of you for 10 years. The Village is where my heart is. You don't realize the lives you do touch. Thank you both.

Eileen Patocka - Beautification Committee thanked Pat for support to improve the Village.

Mayor Gross - thanked all residents. Great 17 years as Trustee and Mayor. Thanked Barb Tighe and other merchants that step forward to help. Eileen for the beautiful flowers. Holly Days picked up by Rotary Club so it continues. Thank you for Fire Department and Police Department that makes all feel safe and comfortable. They are tremendous. The Village staff is always there to take on any responsibilities. Thanked Water and DPW for all their work in all kinds of weather and the hours they put in. Thanked cemetery crew for the beautiful Cemetery. Thank my friends that I neglected over the year that always stood by and I thank all the volunteers that make things happen. Special thanks to Joe and Dorothy Monty and Elizabeth Butler. Thank the merchants that stayed in the Village through thick and thin and believing in the Village. Special thanks to my family Al, Mike and all the kids. Most of all I thank Carl so much for accomplishments and defeats. Good luck to next administration and I wish them well.

As there was nothing further to come before the Board, the meeting was adjourned.

/sc