

**Minutes**  
**Village Board of Trustees**  
**June 9th, 2011**

A meeting of the Village of Horseheads Board of Trustees was held on the above date at 7:00 p.m.

Present were:

**Village Board and Staff**

Mayor Donald Zeigler  
Deputy Mayor Ronald Swartz  
Trustee George Koliwasky  
Trustee Suzanne Peters  
Trustee Larry Clark

Village Manager Walt Herbst  
Clerk-Treasurer Sharron Cunningham  
Manager's Assistant Rachel Baer  
Deputy Clerk Donna Hartsock

**Others Present:**

David Padgett, W. Franklin St.  
Howard Miller, Sunset Dr.

Wayne Brubaker, Gardner Rd.  
Tess Banfield, Catalpa Dr.

Resolution by Trustee Peters, seconded by Trustee Swartz

BE IT RESOLVED, that the reading of the minutes of the Board of Trustees Meetings of May 12th and May 26th, 2011 be dispensed with and the same stand approved as entered by the Clerk.

Roll Call Vote:

Mayor Zeigler: Aye  
Trustee Swartz: Aye  
Trustee Koliwasky: Aye  
Trustee Peters: Aye  
Trustee Clark: Aye

Resolution by Trustee Clark, seconded by Trustee Koliwasky

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

	<u>Final May Bills</u>	<u>June Bills</u>
General	72,850.87	262,010.81
Water	10,472.02	55,410.13
T/A	462.28	1,041.67

Roll Call Vote:

Mayor Zeigler: Aye  
Trustee Swartz: Aye  
Trustee Koliwasky: Aye  
Trustee Peters: Aye  
Trustee Clark: Aye

Resolution by Trustee Swartz, seconded by Trustee Peters

BE IT RESOLVED, that the regularly scheduled Board of Trustees Meetings of June 23rd, July 28th and August 25th, 2011 are hereby cancelled.

Roll Call Vote:

Mayor Zeigler: Aye  
Trustee Swartz: Aye  
Trustee Koliwasky: Aye  
Trustee Peters: Aye  
Trustee Clark: Aye

Resolution by Trustee Koliwasky, seconded by Trustee Peters

WHEREAS, the Village of Horseheads' current comprehensive insurance coverage for Village activities and property including liability coverage, personal injury, property damage, and umbrella liability, and insuring Village property including apparatus of the Fire Department, expires on June 11, 2011 and,

WHEREAS, Village Manager Walter Herbst has recommended acceptance of the proposal of Perry & Carroll, Inc. of Elmira, NY, as agent for Selective Insurance Company providing coverage to the Village of Horseheads for the period June 11, 2011 through June 10, 2012 at a premium of \$96,960.00 for municipal, police and fire department coverages.

NOW THEREFORE BE IT RESOLVED, that this Board does hereby accept such proposal and does further authorize and direct Village Manager Herbst to secure such insurance and coverages as noted above, and be it further

RESOLVED, that Clerk-Treasurer Cunningham is authorized and directed to pay the premium for such insurance in the ordinary course.

Trustee Clark - how many quotes did we get.

Village Manager Herbst - we only bid out every 3 years. Last time was a couple years ago. If we did every year, underwriters would stop bidding.

Roll Call Vote:

Mayor Zeigler: Aye  
Trustee Swartz: Aye  
Trustee Koliwasky: Aye  
Trustee Peters: Aye  
Trustee Clark: Aye

Resolution by Trustee Swartz, seconded by Trustee Koliwasky

WHEREAS, the Village of Horseheads Board of Trustees adopted Local Law #5 of 2000 which established weight restrictions on various Village streets, and established a truck route throughout the Village, and further adopted Local Law #3 of 2003 which updated Chapter 235, "Vehicle and Traffic" of the Village Code including the truck route system, and

WHEREAS, Local Law 3 of 2003 (now known as Chapter 235 of the Village Code) provided in pertinent part that the regulations and schedules adopted pursuant to the local law could be amended by, among other things, resolution of the Village Board, and

WHEREAS, Section 235-74, Schedule XIV: Truck Route System provides that Wygant Road for its entire length within Village limits is a part of the truck route system thus exempting said road from the 10,000 lb. total gross weight limit, and

WHEREAS, Wygant Road is a County road, and this Board is informed and believes that Chemung County is in the process of establishing a truck route system in the vicinity of the Center at Horseheads to regulate driven or operated motor vehicles having a total gross weight including load in excess of certain weights.

NOW THEREFORE BE IT RESOLVED, that Village Code Section 235-74, Schedule XIV: Truck Route System is hereby amended to omit therefrom Wygant Road for its entire length within Village limits effective immediately, and be it further

RESOLVED, the Village of Horseheads Department of Public Works is authorized to erect or to remove signage as the case may be to implement this change.

Roll Call Vote:

Mayor Zeigler: Aye  
Trustee Swartz: Aye  
Trustee Koliwasky: Aye  
Trustee Peters: Aye  
Trustee Clark: Aye

Mayor Zeigler - asked about taxation situation with Appleridge, the 'omitted tax'.

Clerk-Treasurer Cunningham stated that Atty. Groff is looking into it, and it looks like we may get it.

Resolution by Trustee Peters, seconded by Trustee Koliwasky

BE IT RESOLVED, that Village Manager Walt Herbst is hereby authorized and directed to enter into an agreement with Southern Tier Economic Growth for economic development services, among other things, said agreement to be for the 2011-2012 Village fiscal year. Said agreement to be in an amount not to exceed \$10,000.00

Roll Call Vote:

Mayor Zeigler: Aye  
Trustee Swartz: Aye  
Trustee Koliwasky: Aye  
Trustee Peters: Aye  
Trustee Clark: Aye

Motion by Trustee Clark, seconded by Trustee Swartz, that the following item be added to the agenda:

- Merchants Association Events Coordinator

Roll Call Vote:

Mayor Zeigler: Aye  
Trustee Swartz: Aye  
Trustee Koliwasky: Aye  
Trustee Peters: Aye  
Trustee Clark: Aye

Resolution by Trustee Clark, seconded by Trustee Peters

WHEREAS, the New York Main Street Program is administered by the NYS Office of Community Renewal and provides financial resources and technical assistance to communities to strengthen the economic vitality of New York State's traditional main streets and neighborhoods, and

WHEREAS, the program provides funds to municipalities that are committed to revitalizing historic downtowns and village centers, and

WHEREAS, these areas can once again thrive with proper management and strategic investment of public and private resources, and

WHEREAS, this Board is informed and believes that development of special events will strengthen the economic vitality of the Village of Horseheads and the Hanover Square area in general, and further that a program of special events may qualify for grants under the NYS Main Street Program, and

WHEREAS, this Board is informed and believes that the Village of Elmira Heights is equally interested in strengthening the economic vitality of its traditional main streets through a special events program, and

WHEREAS, the municipalities believe that their mutual goals may be met through the sharing of an Events Coordinator who will be charged with responsibility for development of special events in the respective communities, and revitalization of community merchants associations.

NOW THEREFORE BE IT RESOLVED, that Village Manager Walt Herbst is authorized to enter into an agreement with the Village of Elmira Heights for the above-noted goals and purposes. Said agreement to have a term not to exceed three years or whenever services are complete, whichever comes first.

Roll Call Vote:

Mayor Zeigler:	Aye
Trustee Swartz:	Aye
Trustee Koliwasky:	Aye
Trustee Peters:	Aye
Trustee Clark:	Aye

Trustee Swartz - at corner of Westlake and Gardner Rd., there is a flashing red light - been there for years. Hasn't worked correctly recently. One red constantly on the Westlake St. side. On Gardner Rd. side it doesn't even light. Please have Traffic Commission discuss this. The cost to repair would be great. There are already 4 stop signs there. Maybe get bigger stop signs and get rid of the light.

Trustee Koliwasky - what is status of surplus firetrucks.

Village Manager Herbst - going on Ebay.

Village Manager Herbst reported on the following items:

- Dust at Hold Point - water trucks and hydrant feeders up there everyday at the center. DEC is looking into it too. One of the big dust problems is the baseball fields.
- Colonial manor moving along.
- Brad Morrell is in training period as CSO.
- Looking into digitizing our records.
- Changing web design too.
- Pool inspected today, just one issue on masks for lifeguards. Pool opens on Saturday.

- Dumpster voucher program starts June 20<sup>th</sup>.-
- SRO contract, talking to Ralph Marino on the 14<sup>th</sup>.
- K9 dog officer had to be exchanged. New one is almost certified.
- Sweeper broken again, from normal wear and tear. Town of Elmira will loan us theirs.
- Working on drywells on Marshall.

Trustee Clark - on the pool, what about getting it ready for handicapped people.

Manager Herbst - we have until end of 2012. Nate has had an engineering study done already. Pool walls are in excellent shape. Then they'll have recommendations for ADA compliance.

Clerk-Treasurer Cunningham - hydrant flushing starts next Monday. Notices have gone out. Starting south of I86.

Audience Participation:

Dave Padgett, W. Franklin St. - I agree on taking down traffic light on Westlake. Lightning hit it. Also, I have a pacemaker and can't go through metal detector. I carry a card. Should tell people who run the machine about this.

Motion by Trustee Koliwasky, seconded by Trustee Clark, and this Board and the Village Manager move into Executive Session to discuss collective bargaining negotiations. Clark second.

Mayor Zeigler:	Aye
Trustee Swartz:	Aye
Trustee Koliwasky:	Aye
Trustee Peters:	Aye
Trustee Clark:	Aye

At 7:43 p.m. the Board and the Village Manager moved into an Executive Session, the minutes of which are attached hereto and made a part hereof.

At 8:05 p.m., the Board reconvened back into its regular meeting of this date.

As there was nothing further to come before the Board, the meeting was closed at 8:06 p.m.

/rmb

**Village Board of Trustees**

**EXECUTIVE SESSION**

**June 9th, 2011**

An Executive Session of the Village of Horseheads Board of Trustees was held on the above date at 7:45 p.m. in Village Hall. Present were Mayor Donald Zeigler, Trustees Ronald Swartz, George Koliwasky, Suzanne Peters, and Larry Clark, and Village Manager Walter Herbst, at which time they discussed the status of collective bargaining negotiations. No action was taken.

At 8:05 p.m., a motion was made by Trustee Swartz, seconded by Trustee Koliwasky, that the executive session be adjourned, and that the Board reconvene back into its regular meeting of this date.

Roll Call Vote:

Mayor Zeigler:  
Trustee Swartz:  
Trustee Koliwasky:  
Trustee Peters  
Trustee Clark:

Aye  
Aye  
Aye  
Aye  
Aye