

Minutes

Village Board of Trustees

March 10, 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
Trustee Larry Clark
Trustee George Koliwasky
Village Attorney John Groff
Village Manager Walt Herbst

Clerk-Treasurer Sharron Cunningham
Deputy Clerk Donna Hartsock
Parks Dir. Nate Nagle
Code Officer Bob Young
Fire Chief Arthur Sullivan
DPW Dir. Matt Mustico
Manager's Assistant Rachel Baer

Absent:

Trustee Ron Swartz

Others

Alice Roote, Gardner Rd.
Wayne Brubaker, Gardner Rd.
David Swartwood, S. Main St.
Jean Quinn, Gardner Rd.
Tess Banfield, Catalpa Dr.

Barb Skorczewski, W. Franklin St.
Stacey White, W. Broad St.
Bud Shaver, Boorum Pl.
Mike Swasta, Watkins Rd.
Dave Padgett, W. Franklin St.

Trustee Peters was not present, but listening to the meeting via speakerphone.

Resolution by Trustee Koliwasky, seconded by Trustee Clark

BE IT RESOLVED, that the reading of the minutes of the Board of Trustees Meeting of February 10th, 2011 be dispensed with and the same stand approved as entered by the Clerk.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Koliwasky: 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:

General	\$287,650.24
Water	\$46,034.63
T/A	\$1,503.95

Roll Call Vote:

Mayor Zeigler:	Aye
Trustee Koliwasky:	Aye
Trustee Clark:	Aye

Resolution by Trustee Clark, seconded by Trustee Koliwasky

BE IT RESOLVED, that the minutes of the Traffic Commission Meeting of March 2, 2011 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

Mayor Zeigler:	Aye
Trustee Koliwasky:	Aye
Trustee Clark:	Aye

Resolution by Trustee Koliwasky, seconded by Trustee Clark

WHEREAS, the Village Fire Department submitted a Parade Permit Application for a St. Patrick's Day Parade to be conducted on March 13, 2011 at 2:00 p.m., and

WHEREAS, said application has been reviewed by the Village Traffic Commission, having recommended approval of same, with conditions.

NOW THEREFORE BE IT RESOLVED, that the application of the Fire Department for a Parade Permit for March 13, 2011 is hereby approved, with the following conditions:

- applicant secure written authorization for use of school for staging of parade
- reviewing stand be placed in front of Village Hall with electricity available
- temporary closing of Hanover Square at end of parade be permitted
- and that the application fee and indemnity agreement be waived in view of the applicant

BE IT FURTHER RESOLVED, that the Public Works Department is hereby authorized and directed to close the following streets for said event from 1:30 p.m. until the parade is over on

March 13, 2011:

- S. Main St. at Franklin St. south to Sayre St.
- Franklin St. from Hanover Square west to Grand Central Ave.
- Sayre St. from the school parking lot east to S. Main Street

STREETS TO REMAIN OPEN TO TRAFFIC

- N. Main, southbound, turning east on Ithaca Road
- Ithaca Road, westbound, turning north on N. Main St.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Koliwasky: Aye
Trustee Clark: Aye

Request to Harbor Chickens

David Swartwood, 3243 S. Main St., came forward. He stated he would like to keep four chickens as a hobby for his grandchildren. No roosters. Not opening a farm.

Trustee Koliwasky - Town of Horseheads has a right-to-farm law, whatever size its still their right. A lot of city governments getting requests like this. Big cities are doing this also.

Mr. Swartwood stated that he has checked with all his neighbors and none of them object.

Atty. Groff noted that we analyze these requests on case by case basis. Should distinguish this site from others. He claims that neighbors are ok with it, though we can't document that. Should note that this structure is immediately abutting unoccupied property, and it does appear that the lot is large so a shed can be distant from the residences. Hens do have smells, you do have the right to revoke permit if you encounter negative complaints.

Trustee Clark - should any action include written comments from neighbors.

Atty. Groff - could be contingent on supply of written consents from neighbors

Mr. Swartwood - Pam Hawthorne is neighbor to the north; to the south is Kelly Hurley.

Motion by Trustee Clark, seconded by Trustee Koliwasky

WHEREAS, David Swartwood of 3243 S. Main St. has requested authorization from the Village Board to harbor four hens (chickens) at this residence and to construct a shed for harboring of these animals in the northwest corner of the premises, and

WHEREAS, he has represented to this Board that he will not harbor more than four chickens and that he will have no roosters, and

WHEREAS, this property abuts vacant land to the west, and

WHEREAS, Mr. Swartwood has been advised that this Board can revoke this authorization under circumstances where it deems a nuisance or ill behavior has been created.

NOW THEREFORE BE IT RESOLVED, that this Board hereby authorizes the placement of such animals and harboring of same on said premises subject to the condition that he shall secure written evidence of approval of such use from his immediate neighbors to the north and south.

Roll Call Vote:

Mayor Zeigler:	Aye
Trustee Koliwasky:	Aye
Trustee Clark:	Aye

Schedule Workshop Session

After brief discussion, the Board agreed to have a workshop on Tuesday, March 15th at Noon regarding the property registration program, and also to hear a presentation from the Fire Chief.

Energy Audit - Wendell Energy

Village Manager Herbst reported that a question had come up on getting the names of other projects that they have done, but were not included in the brochure. Yes we can, that information is on the way. We can then also get references. Other question was on leak detection. If that happens during installation, who would fix. Both questions are being referred to their engineer.

Motion by Trustee Koliwasky, seconded by Trustee Clark, that an item regarding NYSEG cost saving measures be added to the agenda.

Roll Call Vote:

Mayor Zeigler:	Aye
Trustee Koliwasky:	Aye
Trustee Clark:	Aye

NYSEG Energy Audit

Manager Herbst - subordinate to Wendell audit there is another program that works hand in hand with them. It's a NYSEG program where they come in and just fix lights. Cost factor - Village would pay 30% of installation costs. NYSEG pays 70%. Total of \$1,513.00 for us to undertake. I advise doing now as opposed to waiting so that we can get it done right away and realize savings. Because its only \$1,500 I recommend we proceed. Fire Dept. doesn't qualify. They use too much energy to do this.

Motion by Trustee Clark, seconded by Trustee Koliwasky

WHEREAS, Village Manager Herbst has investigated energy saving opportunities for the Village and in particular the NYSEG Small Business Energy Program, and

WHEREAS, his report has indicated a cost savings ranging from 29% to 50% of current utility usage, and

WHEREAS, the Village would qualify for a contributory grant whereby costs of installation of light fixtures would be born 70% by NYSEG and 30% by the Village, at a cost to the Village not to exceed \$1,600.00.

NOW THEREFORE BE IT RESOLVED, that Village Manager Herbst is authorized to enter into an agreement with NYSEG to participate in the Small Business Energy Program.

Roll Call Vote:

Mayor Zeigler:	Aye
Trustee Koliwasky:	Aye
Trustee Clark:	Aye

Trustee Clark - had several calls about piles of snow on Grand Central. Glad to see them being pushed down. It was a hazard.

Village Manager Herbst reported on the following items:

- Policereports.US - we proceeded with that, but its not quite ready yet. Problem with printing process. Our IT guy is working on that.
- Changed the phone in front of building by the PD, and replaced with 911 phone. Also, the comm center can now call back to that phone.
- Engaged Total Recall to handle water emergency calls after hours. Now when call comes in, Total Recall gets call, they know to call Matt.
- Water Rules and Regs. - need updating. We need to change current requirement of copper pipe and substitute acceptable PVC. Difference in costs is large. Number of advantages to plastic, approved by Dept. of health as long as it meets standards. We will be recommending this.

Rachel Baer reviewed the schedule for the upcoming Sister City visit.

Audience Participation

Dave Padgett asked why we need Total Recall to answer those calls. Why not use 911 ctr.

Manager Herbst - they are discouraging those kinds of calls.

Dave Padgett - Prospect Creek, behind the grange, someone should clean it out.

Matt Mustico - inmates will be cleaning it out.

Tess Banfield, Catalpa Dr., read a lengthy letter about her dissatisfaction with the Village, adding that the Village Manager is overworked and needs to delegate more. She then submitted her written letter to the Board.

As there was nothing further to come before the Board, the meeting was closed at 7:46 p.m.
/rmb