

**Minutes**

**Village Board of Trustees**

**February 11, 2010**

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 Ronald Swartz  
Trustee George Koliwasky  
Trustee Suzanne Peters  
Trustee Larry Clark  
Village Manager Walt Herbst  
Village Attorney John Groff

Clerk-Treasurer Sharron Cunningham  
Recreation Director Nate Nagle  
Fire Chief Arthur Sullivan  
DPW Chris Lawrick  
Code Enf. Officer Bob Young  
Police Chief Mike Barton  
Village Justice Bill Driscoll

**Others:**

Jean Quinn, Gardner Rd.  
Tess Banfield, Catalpa Dr.  
Dave Padgett, W. Franklin St.  
Howard Miller, Sunset Dr.

Barb Skorcowzski, W. Franklin St.  
Mike Swasta, Watkins Rd.  
Matt Cox, Veteran Hill Rd.

Resolution by Trustee Swartz, seconded by Trustee Peters

BE IT RESOLVED, that the reading of the minutes of the Board of Trustees Meeting of January 28, 2010 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 Peters, 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:	\$173,912.15
Water:	\$ 55,346.35
Trust & Agency:	\$ 1,502.88

and further that \$5,133.00 be transferred from the Capital Reserve Fund for equipment for the new police vehicle.

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 Louise McIntosh, 112 Renwick Lane, be appointed as a Member of the Zoning Board of Appeals to fill the unexpired term of Larry Clark; said appointment to expire the first Monday in December 2013.

Roll Call Vote:

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

Resolution by Trustee Peters, seconded by Trustee Koliwasky

BE IT RESOLVED, that the minutes of the Planning Board Meeting of January 26, 2010 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

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

Motion by Trustee Swartz, seconded by Trustee Koliwasky, that the following items be added to the agenda:

- Receive Minutes of Traffic Commission Meetings
- Set Public Hearing on Gardner Road PUD - Townhouses

– Appointment of Stormwater Management Officer

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 Swartz

BE IT RESOLVED, that the minutes of the Traffic Commission Meetings of February 9<sup>th</sup> and February 11<sup>th</sup> 2010 be received and placed on file in the Village Clerk's Office.

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 a public hearing is hereby scheduled for Thursday, February 25, 2010 at 7:05 p.m. regarding the application of Barrington Associates for PUD Amendment/Plan for an existing PUD zone on Gardner Road.

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, Chapter 217 of the Village of Horseheads Code provides for Stormwater Management and Erosion and Sediment Control, and

WHEREAS, this Chapter further provides for the designation of a Stormwater Management Officer, and

WHEREAS, this position has heretofore been filled by Chris Lawrick who has tendered resignation to the Village of Horseheads.

NOW THEREFORE BE IT RESOLVED, that effective immediately Robert Young is hereby

designated the Stormwater Management Officer for the Village of Horseheads, and be it further RESOLVED, the Chemung County Stormwater Team shall continue to have authority to review Stormwater Pollution Prevention Plans on behalf of the Stormwater Management Officer.

Roll Call Vote:

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

Village Manager Herbst reported on the following items:

- Send off ceremony at Wings of Eagles for National Guard Unit
- Dike being certified is part of the work for the proposed connector road
- Brownfield grant nearly complete - will have resolution for application for funding by next meeting
- Bonding resolution for next meeting for the LRC building - no cash outlay
- Proposal for wellhead protection program being reviewed
- Was applying for grant in the Parks & Rec dept., found there was competition and Village would not be in the running
- Jay Schissell - Catherine Valley Trail would like to mark out trails or signage
- CSEA negotiations start next week Expect it to go well.

Village Manager Herbst offered a resolution to be added to the agenda regarding Highway Shared Services. This will not commit the Village to anything, it is to submit a grant with the County to develop future needs for a road program.

Motion by Trustee Peters, seconded by Trustee Koliwasky, that an item regarding Highway Shared Services grant resolution be added to the agenda.

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 Chemung County Executive has notified the Village Manager 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 \$200,000 in funding from New York State's 2009-2010 LOCAL GOVERNMENT EFFICIENCY (LGE) program in cooperation with each of those municipal governments participating in the Chemung County Highway Services Board - Urbanized Core Area; and

WHEREAS, the proceeds of the proposed LGE grant award will be used to procure transitional personnel services to facilitate the ongoing efforts of the Highway Services Board to develop a comprehensive and consolidated road program supporting a more efficient and cost-effective highway services delivery system within the core urban area of Chemung County; and

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

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

NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees of the Village of Horseheads hereby authorizes the Chemung County Executive to prepare and submit a joint application for LGE funding for the transitional personnel costs and to identify the Village of Horseheads as a co-applicant, and be it further

RESOLVED, that the Village Board of Trustees of the Village of Horseheads authorizes the Village Manager to execute an inter-municipal agreement between the County of Chemung and the Village of Horseheads in which the respective responsibilities of the County and the Village in this agreement are specifically identified; such agreement to be in a form approved by the Village Manager and Village Attorney.

Roll Call Vote:

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

Dave Padgett - whoever is cutting the trees is doing a bad job

Chris Lawrick - I will contact NYSEG with the complaint.

Mike Swasta - Gasfield Services in the Holding Point - acreage is being used for storage and staging. Outdoor storage areas to be concealed by fencing so they are not visible to residential properties. As of this date there is no fencing. Change of occupancy normally requires a site plan review and don't believe one was done. Late night noise still has not been addressed to date.

Mayor Zeigler - The Holding Point is private property - has no trespassing signs. People can be arrested by Police if not lawfully on property.

Board Members and staff all wished Chris Lawrick well in his new job at the Elmira Water Board.

Chris thanked the board and original employees for support.

As there was nothing further to come before the Board, the meeting was closed at 8:00 p.m.

/rmb