

Minutes
Village Board of Trustees
May 12, 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

Deputy Mayor Ronald Swartz
Trustee George Koliwasky
Trustee Suzanne Peters
Trustee Larry Clark
Village Attorney John Groff

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

Absent:

Mayor Don Zeigler
Village Manager Walt Herbst

Others Present:

Jack Nickerson, Old Ithaca Rd.
Tess Banfield, Catalpa Dr.
Wayne Brubaker, Gardner Rd.
Mike Swasta, Watkins Rd.

Mike Mosher, Center St.
Jean Quinn, Gardner Rd.
Pat Gross, W. Broad St.

Resolution by Trustee Koliwasky, seconded by Trustee Peters

BE IT RESOLVED, that the reading of the minutes of the Board of Trustees Meeting of April 28th, 2011 be dispensed with and the same stand approved as entered by the Clerk.

Roll Call Vote:

Deputy Mayor 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:

GENERAL	\$312,895.01
WATER	\$120,175.36
T/A	\$ 1,503.93

And be it further resolved that \$9,055.00 be transferred from the Capital Reserve Fund for the LRC site project.

Roll Call Vote:

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

Resolution by Trustee Clark, seconded by Trustee Peters

BE IT RESOLVED, that the minutes from the Planning Board Meeting of April 26, 2011, and the minutes of the Traffic Commission Meeting of May 5, 2011 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

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

Resolution by Trustee Koliwasky, seconded by Trustee Clark

BE IT RESOLVED, that a Parade Permit is hereby issued to the Horseheads American Legion for Memorial Day, Monday May 30th, 2011 beginning at 2:00 p.m., and be it further

RESOLVED, that the Department of Public Works and/or the Police Department is hereby directed to close off the streets of the approved parade route at or about 1:15 p.m. until the end of the parade.

- Sayre St. from the High School east to S. Main Street
- S. Main St. from Sayre St. north to Old Ithaca Road
- Old Ithaca Road east to the Legion

Roll Call Vote:

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

Resolution by Trustee Peters, seconded by Trustee Koliwasky

WHEREAS, the Village of Horseheads advertised on April 13, 2011 for the submission of bids for the Supply and Laying of Bituminous Asphalt Products in the Village of Horseheads, and

WHEREAS, bids were opened and examined on May 2, 2011, and the following bids were received:

	(All Prices Per Ton)
Type 6 Top Course	
1. Narde Paving Co.	75.95
2. Chemung Contracting	86.48
3. Bothar Construction	87.15
4. A.L. Blades	94.00

and

WHEREAS, said bids have been examined and determined to be in order, and

WHEREAS, the Director of Public Works Matt Mustico and Village Manager Walt Herbst have reviewed the bids received and discussed possible alternatives to more efficiently utilize the Village's paving funds for this year, and

WHEREAS, DPW Director Mustico and Manager Herbst have submitted their recommendation regarding the bids and the paving program, the same recommending that all bids be rejected and in lieu thereof the Village will prosecute the paving program using a combination of various alternatives including but not limited to purchasing materials directly from suppliers, rental of equipment with operators, use of Village forces and equipment, bidding and use of NYS bids.

NOW THEREFORE BE IT RESOLVED, that the Village of Horseheads Board of Trustees does hereby reject all bids received, and that Village Manager Walt Herbst is hereby authorized and directed to modify the paving program per the above, and to solicit quotes, proposals and bids when warranted.

Roll Call Vote:

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

Resolution by Trustee Clark, seconded by Trustee Peters

WHEREAS, the Village of Horseheads Board of Trustees has adopted a Purchasing Policy governing the acquisition of goods and services and

WHEREAS, such policy is to be reviewed annually and was last revised in July 2006, and

WHEREAS, Village Manager Walt Herbst and various members of the Village staff have reviewed same and found that several amendments are necessary at this time due in part to changes to various NYS laws.

NOW THEREFORE BE IT RESOLVED, that the Village of Horseheads Purchasing Policy, as revised in May 2011, be adopted. A copy of the policy shall be placed on file with the Village Clerk Treasurer and distributed to all Department Heads.

Roll Call Vote:

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

Resolution by Trustee Peters, seconded by Trustee Clark

WHEREAS, the Chemung County Public Works Commissioner has proposed the construction of a new two-lane roadway and other improvements in the Town of Horseheads between NYS Route 13 and the Center at Horseheads industrial park in the Village, and

WHEREAS, it appears that the project is subject to SEQR and the Chemung Co. Legislature has indicated the County's intention to act as Lead Agency, and

WHEREAS, this Board concurs with the County's assumption of Lead Agency status for this project.

NOW THEREFORE BE IT RESOLVED, that Manager Herbst is authorized to inform the County of same.

Trustee Clark- does this action represent the County moving things along on this project?

Atty. Groff - yes, first step in pursuing project. In order to go forward there has to be a SEQR. That has to be done before any other action. County is asking to be lead agency.

Trustee Clark - we approved funds to fix the levee creek. Has that been started.

Atty. Groff - Town of Horseheads and other crews are actually working right now. They built roads over the dike for access purposes. If you look by Gerows you'll see access road.

Roll Call Vote:

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

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

- Amend 2011-2012 Budget Re: Communications Officer

Roll Call Vote:

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

Resolution by Trustee Peters, seconded by Trustee Koliwasky

WHEREAS, this Board approved the budget for the FY2011-2012 on April 14, 2011 and

WHEREAS, said operating budget provided for a budget line item #001-3120-0124 entitled Communications Officer, and

WHEREAS, the position of Communications Officer has been abolished in the Village of Horseheads.

NOW THEREFORE BE IT RESOLVED, that the funds allocated to the above-noted line item in the amount of \$30,408.00 are transferred to budget line item #001-3120-0440, Contracted Services, and be it further

RESOLVED, that the Budget Officer and Clerk-Treasurer are hereby authorized and directed to take any and all additional steps necessary to effectuate the import of this resolution effective

immediately.

Roll Call Vote:

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

Board Members commended Donna Hartsock on the success of our first art show.

Trustee Clark - On the revival of the Merchants Association, there will be a letter going out next week to merchants, starting with the nucleus of the Village. There will be a survey attached to letter. Things are on the move.

Trustee Koliwasky - nice to see the N.C. Wyeth paintings at the art show.

Audience

Pat Gross, W. Broad St. - the N.C. Wyeth paintings are actually owned by the people.

Atty. Groff - they were bequeathed to the Village of Horseheads. This is the people of the Village.

Jack Nickerson of 161 Old Ithaca Rd. discussed the severe dust problem at his house from the Center at Horseheads. I've called many agencies, they all say they are doing something about it. I'm losing my quality of life.

Trustee Peters - I saw Manager from the Center, they are going to pave the road, will cut down on dust. Working with other renters to work on this.

Mr. Nickerson- stone that Schlumberger put down was good at first, but then it sunk down. Can't go out in my yard and breathe.

Deputy Mayor Swartz - I will talk to the manager and find out latest, and get back to you.

Pat Gross, W. Broad St. - Beth Grannis was removed. My question is who is now doing her work.

Atty. Groff - a number of personnel are sharing services. Many of the duties have been assumed by others.

Pat Gross - so the officers may not be on the road as much.

Atty. Groff - they have computers in cars so they can do paperwork on the road, so to suggest there is a lag in performance is an overstatement.

Pat Gross - only have 20K in OT budget. Hate to see officers do what clerk is supposed to do and take away from road time. When you passed the budget, one of the big things was 0% tax increase, no loss of services, and no personnel.

Atty. Groff - world changes, we need to be responsive. This is one of the constant processes we all go through. Constantly making changes and adjusting budgets.

Mike Mosher, 916 Center St., distributed letters to the Board regarding the Beth Grannis matter. He stated that since there is that loss of position, has there been a Civil Service exam been requested.

Atty. Groff - I don't know answer to that..

Mr. Mosher - are you filling the position.

Atty. Groff - position has been abolished.

Trustee Peters - Civil Service told us to audit her position.

Mr. Mosher - can we see request from Civil Service that we audit the position.

Atty. Groff - you need to direct that question to the Village Manager and Chief of Police. They are available during the day. Manager has roundtable on the last Tuesday of each month.

Mr. Mosher - officers are in here on their days off doing paperwork since we lost that position.

Mike Swasta, Watkins Road - Regarding the Broad St. property, former Arbor Manor, saw that the rv's and trailers, etc. against rear property line. I'd like to commend village on this. Appears property is being cleared up.

Mike Swasta - looking for the Planning Board minutes, request copy within next day or two.

Mr. Swasta - I've written a letter regarding dust/dirt issues related to Holding Point. Received no response to that letter. Would be in everyone's interest that DEC call for air monitoring on north and south ends of the holding point.

Mr. Swasta - connector road, I will be writing a letter to DEC and asking them to take lead agency status for this project.

As there was nothing further to come before the Board, the meeting was closed at 7:41 p.m.

/rmb

