

**Minutes**

**Village Board of Trustees**

**April 12, 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, Ronald Swartz, and Walter Herbst, Village Attorney John Groff, Clerk-Treasurer Sharron Cunningham, Manager's Assistant Rachel Baer; Fire Chief Arthur Sullivan; Police Sgt. Dan West; and Planning Board Member Mike Stenpeck. Also present were John Tighe, 146 Daffodil Dr.; and Elliott Blauvelt, Jr., Fletcher St.

Resolution by Trustee Miller, seconded by Trustee Herbst

BE IT RESOLVED, that the reading of the minutes of the Board of Trustees Organizational Meeting of April 2, 2007 be dispensed with and the same stand approved as entered by the Clerk.

Roll Call Vote:

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

Resolution by Trustee Swartz, seconded by Trustee Catlin

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

General -	\$342,001.22
Water -	\$ 70,121.40
Trust & Agency	\$ 771.51

Roll Call Vote:

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

Resolution by Trustee Herbst, seconded by Trustee Miller

BE IT RESOLVED, that the Justice Reports for March, 2007, and the Police Department's Annual Report for 2006 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

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

Resolution by Trustee Swartz, seconded by Trustee Herbst

BE IT RESOLVED, that the minutes of the Planning Board Meeting of March 27, 2007 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

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

Resolution by Trustee Herbst, seconded by Trustee Catlin

WHEREAS, the members of the Village of Horseheads Fire Department at a General Convention thereof did on April 5, 2007 hold an election at which the following individuals received the most votes for nomination for appointment to the respective identified offices:

<u>Office</u>	<u>Nominee for Appointment</u>
CHIEF	Arthur F. Sullivan
FIRST DEPUTY CHIEF	Thomas Margeson
SECOND DEPUTY CHIEF	Brad Davies
THIRD DEPUTY CHIEF	Jeffrey Gray

and

WHEREAS, the by-laws of the Department empower the Board of Fire Commissioners to consider the nominations and appoint such persons to the offices to which they are nominated, and

WHEREAS, this Board has considered the nominees and the offices they are nominated to fill.

NOW THEREFORE BE IT RESOLVED, that the Village of Horseheads Board of Trustees, acting as Fire Commissioners of the Horseheads Fire Department does hereby appoint the above-mentioned individuals as officers of the Department to hold the office noted for a term of one year or until a successor is appointed or a vacancy otherwise occurs in such office.

Roll Call Vote:

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

Discussion on Health Insurance Actuary Meeting

Trustee Herbst gave a report on the meeting he and the Clerk-Treasurer had with Health Economic Group, and Flexcare:

- New GASB 45 law requires reserves for future liabilities, as a result of Enron. We have to have money put aside for accrued liabilities in our benefits packages. Role of actuaries is to determine how much money that is.
- These people have worked with other municipalities. They are very familiar with BC/BS. Gave info on HRA accounts - allows employees to pay for deductibles they incur. Can be carried over and rolled over from year to year.
- Their fee - they need to get info from Excellus and from Chemung County. That will allow them to work on our coverage and make recomm. There is no binding agmt.

Sharron commented that Atty. Groff wants more specifics. We do have some time. We are ahead of a lot of municipalities. We should check other actuaries that are performing the same kind of audit.

Atty. Groff - there is a menu of services they can provide. Only one that your required to initiate at this point is the GASB 45 compliance. Quite a lot of time to do that. Proposal they submitted isn't very clear as to what they will provide. It needs to be fine tuned. Should look at other firms.

The Board agreed to table the item on the GASB 45 Services Agreement.

Motion by Trustee Miller, seconded by Trustee Swartz, that the item regarding the GASB 45 Services Agreement be tabled.

Roll Call Vote:

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

Motion by Trustee Miller, seconded by Trustee Swartz, that an item regarding Authorize Mayor to Execute 2007 STOP DWI Contract be added to agenda.

Roll Call Vote:

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

Atty. Groff - This is an annual contract that we've done for many years. It is reimbursement for costs in connection with wolfpack operations, etc. This year is max of \$15,000. Chief Barton is advocating that you consider this again. The agreement offered to us from the County references several documents regarding this year's program. They were not provided. We will be asking the County to provide copies. It is premature to enter into the agreement without those attachments. The resolution would allow for execution of the agreement when we are provided with these additional items.

Resolution by Trustee Herbst, seconded by Trustee Miller

WHEREAS, Chemung County has implemented a special traffic operations program known as STOP DWI, and

WHEREAS, the County has offered to reimburse the Village for certain overtime costs associated with police personnel overtime committed to implement the program in an amount not to exceed \$15,000, and

WHEREAS, Mayor Patricia Gross and Police Chief Mike Barton have recommended that the Village enter into this agreement in order to afford increased DWI enforcement procedures.

NOW THEREFORE BE IT RESOLVED, that Mayor Gross is authorized and directed to enter into the agreement on behalf of the Village when the agreement and attachments are in a form acceptable by the Chief of Police and Village Attorney. A copy of same shall be filed with the Village Clerk.

Roll Call Vote:

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

Atty. Groff reported on the following items:

- PBA grievance - out of title pay. The first stage has been followed. Now at the second stage which is presentation of the information to the Village Mgr., or designee. Mayor is acting in absence of Manager. It would be appropriate to consider either a designee being established who can hear the controversy and make a decision. Grievance process is 3 steps. First union presents to chief.

Second is for Village Manager to investigate and make a decision. If that is not acceptable then it goes to arbitration.

After some brief discussion, the Mayor appointed Trustee Walt Herbst as the designee to handle the grievance.

- Labor Management Committee for Village - me, Walt, Howard. I'd like us to touch base, get some dates to meet. We also have issues to deal with CSEA contract negotiations. Meet on that too.
- Fire Inspections - there have been discussions between the Village and the Town regarding the functions of code enforcement, fire inspections, fees, etc. I don't know if there was ever a final determination on this. If your choosing to expand the scope of services that the Town will provide, we've prepared the agreement between Town and Village for code enforcement services. We have the base agmt. That could be easily modified to incorporate the new function, if that is something you want the Town to do. I just wanted to make you aware of that. If you want any staff to proceed along those lines, we are looking for direction to do so.

Trustee Herbst - We had a productive meeting with sports leagues. It was very positive. They appreciated us taking the time. I prepared minutes, and will distribute.

Trustee Miller - met with Al on his replacement. Meeting on sports leagues was an excellent meeting.

Trustee Swartz - working on permit for farmers market. It has to go before the Traffic Comm. Haven't heard from Elaine Noble yet on the insurance.

Chief Sullivan - distributed letters re: recent incidents and cooperation of other agencies. He reviewed how well these agencies cooperated. They stayed at the house fire scene till next day. Very proud of my men and cooperation of the others.

John Tighe gave the Board a brief update on the firefighters memorial. Plans were in the works last year on having a firefighters memorial in front of fire station. There have been 3 individuals who have passed away since then. On the 28<sup>th</sup> we will be honoring all 3 of those people. Ceremony will be ½ hour. Memorials will be veiled until the public unveiling.

Elliott Blauvelt, Jr. - invited to breakfast at masonic lodge this Sunday. Amateur radio - annual field days, last weekend of June on Harris Hill, June 23, 24. Clock on side of Village Hall. Don't know where that stands.

Mayor Gross - have to talk to Chris about this. We were working on something.

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

/rmb