

June 12, 2008

A meeting of the Village of Horseheads Board of Trustees was held on the above date at 7:00 p.m. Present were: Mayor Donald Zeigler, Trustees Ronald Swartz, Howard Miller, Walt Herbst and George Koliwasky, Village Manager Marc Whitney, Clerk-Treasurer Sharron Cunningham, Deputy Clerk Donna Hartsock, DPW Chris Lawrick, Recreation Director Nate Nagle, Police Chief Mike Barton, Planning Bd. Member Mike Stenpeck, and Manager's Assistant Rachel Baer. Also present were: Chip Klugo, Klugo Enterprises; Bill Tanner and Brenda Renzig, Horseheads Rotary.

Resolution by Trustee Miller, seconded by Trustee Swartz

BE IT RESOLVED, that the reading of the minutes of the Board of Trustees Meeting of May 22, 2008 be dispensed with and the same stand approved as entered by the Clerk.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Swartz, seconded by Trustee Miller

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

General -	\$205,479.79
Water -	\$ 8,582.76
Trust and Agency	\$ 275.00

AND BE IT FURTHER RESOLVED, that \$72,146.72 be transferred from the Capital Reserve Fund for the acquisition of a new truck for the Public Works Department (\$39,614.94), and for repairs to the pool and tennis courts (\$32,531.78).

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Herbst, seconded by Trustee Koliwasky

BE IT RESOLVED, that the Justice Reports for May 2008 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Miller, seconded by Trustee Herbst

BE IT RESOLVED, that the minutes of the Planning Board Meeting of May 27, 2008 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

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Resolution by Trustee Koliwasky, seconded by Trustee Herbst

BE IT RESOLVED, that a public hearing is hereby scheduled for Thursday, June 26, 2008 at 7:05 p.m. regarding the application by Scott Pautz and James Ferratella for a Special Sign Permit at 2854 Westinghouse Road.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Miller, seconded by Trustee Herbst

WHEREAS, on October 13, 2005 the Village of Horseheads Board of Trustees adopted a resolution establishing a special board known as the Horseheads Comprehensive Plan Committee for the purpose of drafting a proposed Village Comprehensive Plan or amendments to the existing comprehensive plan, and

WHEREAS, the Committee did, with the assistance of LaBerge Group and members of the Village community, develop a proposed Comprehensive Plan dated May 2008 which plan was delivered to and received by the Village Board, and

WHEREAS, this Board is desirous of a review and analysis of such plan individually and collectively by the Village Board and Village staff, and their comments regarding same.

NOW THEREFORE BE IT RESOLVED, that Village Manager Marc Whitney is authorized and directed to distribute the proposed Comprehensive Plan to Village staff seeking their review and comments regarding same; further he is authorized and directed to schedule such workshops of the Board of Trustees and invited participants as he and the Board deem appropriate to the objective of adoption of such plan with or without amendment and modification, and be it further

RESOLVED, that Village Manager Marc Whitney is directed to write to the members of the Committee expressing the Board's appreciation for their dedication and commitment to this project.

Village Manager Whitney noted that we will be setting up workshops very soon to begin review of the plan.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Herbst, seconded by Trustee Koliwasky

BE IT RESOLVED, that Village Manager Marc Whitney is hereby appointed as part of the negotiating teams for the Horseheads PBA and Horseheads CSEA bargaining unit contracts.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Swartz, seconded by Trustee Miller

BE IT RESOLVED, that the following item is hereby declared surplus equipment, and the Village Manager is authorized to dispose of same for sale or as scrap if same have no value:

- 1982 American LaFrance Fire Engine
- 1988 Ford Utility Vehicle (VIN#.....97930)

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Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Herbst, seconded by Trustee Koliwasky

BE IT RESOLVED, that Village Manager Marc Whitney is hereby authorized and directed to execute a contract for the provision of specific services with Southern Tier Economic Growth, Inc. for the term of the agreement as stated therein. The financial consideration for such contract shall not exceed \$5,000.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Koliwasky, seconded by Trustee Miller

BE IT RESOLVED, that a workshop for the Village Board is hereby scheduled for Thursday, June 19th at 4:00 p.m. to hear a presentation from the Chemung County IDA and STEG.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Miller, seconded by Trustee Herbst

WHEREAS, the Village of Horseheads is the owner and operator of Maple Grove Cemetery, and

WHEREAS, the Village has a duty to evaluate the merit of acquisition of abutting land for the betterment of the cemetery, and

WHEREAS, the Village has been approached by representatives of Pauline D. Sherman, owner of lands commonly known as 713 W. Broad St., Horseheads, New York, regarding the Village's interest in acquiring such premises, and

WHEREAS, Village staff has investigated the merit of acquisition of such lands and has reported to Village Manager Marc Whitney regarding same, and

WHEREAS, the Village has caused the market value of the premises to be evaluated for acquisition purposes, and

WHEREAS, Village Manager Marc Whitney has consulted with Clerk-Treasurer Sharron Cunningham regarding the availability and source of funds to finance such acquisition, and has determined that funds are available, and further has recommended to this Board that it approve the purchase of such lands.

NOW THEREFORE BE IT RESOLVED, that Village Manager Marc Whitney is authorized and directed to enter into negotiations for the purchase of the above-noted premises at a cost not to exceed \$49,000.00, and such other contractual terms and conditions as are recommended by the Village Attorney.

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Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Discussion: Set Public Hearing on Rezoning of LRC Property - South Avenue

Atty. Groff - I spoke with Atty. for Klugo, I would ask to table this until the next mtg. May be premature to consider schedule a public hearing on an application that has been submitted in its current form. Klugo has submitted additional information just today to address issues raised regarding terms of P.U.D. If you were to schedule a hrg. now you would end up scheduling another hrg. on revised plan.

Motion by Trustee Swartz, seconded by Trustee Herbst that the item scheduling a public hearing for the rezoning of the LRC property on South Avenue be tabled until the next meeting of the Board.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Discussion: Village Newsletter

Trustee Herbst distributed some sample pages.

- \$1,600 for 3,000 copies that would include everything including putting labels on
- Sponsorships - Big Flats lists sponsors in theirs, so does Town of Southport
- Mailings can be reduced by offering online newsletter emailed to residents
- Will try to go to print next week.
- Name of newsletter to be a secret until it is released.

After brief discussion, the Board agreed to have a list of sponsors in the newsletter, each sponsor to pay \$50 per issue for their name to be listed.

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

- Resolution of Support - Grand Central Avenue Improvement Project
- Authorize Property/Liability Insurance Policy Renewals - Selective Insurance

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Swartz, seconded by Trustee Koliwasky

WHEREAS, New York State, through the NYS Department of Transportation, regularly funds Transportation Enhancement Programs throughout New York State, and

WHEREAS, staff of the Village and other local transportation authorities have investigated the merit of developing a project within the Village of Horseheads referred to as the "Grand Central Avenue Pedestrian/Bicycle Enhancement Project" which project has received the support and endorsement of the Village of Horseheads Board of Trustees, New York State Senator George Winner, NYS Assemblyman Thomas O'Mara, and others, and

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WHEREAS, the project would entail pedestrian and bicycle enhancements such as creation of a bicycle lane, marked crosswalks for pedestrians, improved traffic control at various intersections, installation of handicapped accessible walkways, improved visibility of curbing, landscape and scenic beautification, improved lighting, and extensive vehicular transportation improvements, and

WHEREAS, such project would advance and improve public safety, and economic development, among other things, and

WHEREAS, Village Public Works Director Chris Lawrick has, with the assistance of others, prepared a Project Application to the NYS Department of Transportation which includes Design Development Drawings dated May 23, 2008 prepared by Fagan Engineers, and

WHEREAS, the Project Application provides a cost estimate for the program of \$1,844,345.53, and

WHEREAS, the Village of Horseheads Board of Trustees has given due consideration to the project and Project Application, and

WHEREAS, the Village of Horseheads has benefitted from similar projects based upon community and benefit, the most recent of which is known as the Hanover Square Enhancement Program which was a federal, state and Village funded transportation project.

NOW THEREFORE BE IT RESOLVED, that the Village of Horseheads Board of Trustees does, without reservation, fully support and endorse the above Project Application and requests the favorable consideration and approval of this application by and as part of the NYS Department of Transportation - Transportation Enhancement Program.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Resolution by Trustee Herbst, seconded by Trustee Miller

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, 2008 and,

WHEREAS, Village Manager Marc Whitney 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, 2008 through June 10, 2009 at a premium not to exceed \$104,551.00 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 Marc Whitney 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.

Roll Call Vote:

Mayor Zeigler: Aye
Trustee Swartz: Aye
Trustee Miller: Aye
Trustee Herbst: Aye
Trustee Koliwasky: Aye

Village Manager Whitney - any increase in the premium will be covered once the LRC facility is removed from our liability insurance.

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Presentation by Horseheads Rotary - Pavilion in Teal Park

Bill Tanner, Horseheads Rotary came forward. Their organization would like to build and maintain a pavilion to be located in Teal Park. It would be used for food services and general use. No costs to the Village. Rotary would pay for everything we would maintain in the future. It would be available for anyone to use.

After the presentation, it was agreed to have the Village Manager set up a meeting with the Recreation Director and Public Works Director to discuss this proposal.

Other

Nate Nagle- pool is painted, will fill with water this weekend, inspected next week. Concession stand will be open too. Tennis courts are sealed and will be resurfaced in next couple weeks. Fenced in area by garage has been cleared out of debris.

Village Manager Whitney - met with Town of Horseheads Supervisor. Discussed the need to modify code enforcement processes.

Trustee Swartz - complimented Chris Lawrick on how good Hanover Square looks now.

As there was nothing further to come before the Board, the meeting was adjourned.

Respectfully submitted,

Sharron Cunningham
Clerk-Treasurer

SC/rmb