

November 13, 2014

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 Ron Swartz
Trustee George Koliwasky
Trustee Mike Skroskznik

Clerk-Treasurer Sharron Cunningham
Village Manager Walt Herbst
Village Atty. John Groff

Absent

Mayor Donald Zeigler
Trustee Caitlin McGurgan

Others

Dave Padgett, W. Franklin St.
Wayne Brubaker, Gardner Rd.

Brad Lytle, Grand Central Ave.
Jean Quinn, Gardner Rd.

Resolution by Trustee Koliwasky, seconded by Trustee Skroskznik

BE IT RESOLVED, that the reading of the minutes of the Board of Trustees Meeting of October 23, 2014 be dispensed with and the same stand approved as entered by the Clerk.

Roll Call Vote:

Deputy Mayor Swartz	Aye
Trustee Koliwasky	Aye
Trustee Skroskznik	Aye

Audience Participation

Dave Padgett, W. Franklin St. - The County is supposed to take away our sales tax. Our taxes will then go up. Do you know how much they will be taking.

Manager Herbst - \$114,000 by next year.

Mr. Padgett - is there a Police Chief exam announced yet.

Manager Herbst - It's in March 2016.

Financial Report

Manager Herbst - General Fund receipts are up \$190K over last year. Expenses are down. On Water Fund we are up about \$9K in revenue. Expenses are up \$22,500, most of which was increases in workers comp. The expenses is allocated by department. When we do budgeting we allocate percentages. The percentage we allocated for this budget is a little higher than last year.

Also, Trustee McGurgan was unable to be here. She advised us earlier this year that she had a prior commitment this evening and would not be here.

Resolution by Trustee Skroskznik, seconded by Trustee Koliwasky

BE IT RESOLVED, that the minutes of the Planning Board Meeting of October 28th, and the ZBA Meeting of October 30th, 2014 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

Deputy Mayor Swartz	Aye
Trustee Koliwasky	Aye
Trustee Skroskznik	Aye

Resolution by Trustee Koliwasky, seconded by Trustee Skroskznik

BE IT RESOLVED, that the Justice Reports for October 2014 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

Deputy Mayor Swartz	Aye
Trustee Koliwasky	Aye
Trustee Skroskznik	Aye

Resolution by Trustee Skroskznik, seconded by Trustee Koliwasky

BE IT RESOLVED, that the Clerk-Treasurer is authorized to transfer the funds indicated on the attached sheet.

Roll Call Vote:

Deputy Mayor Swartz	Aye
Trustee Koliwasky	Aye
Trustee Skroskznik	Aye

Discussion: Koppers Pond

Atty. Groff - I sent to you some communications we have received from our group agent on this. We've responded to EPA and asked them to accept a proposed remediation plan. EPA for years has been trying to work cooperatively with DEC regarding reviewing and determining an acceptable clean up plan. DEC has been accused of being more demanding and unrelenting in terms of accepting the proposal for clean up than any other agency. EPA has finally gotten to the point where they have decided to move forward with the plan as presented and is forcing DEC to acquiesce to the clean up or DEC might seek to force a different more demanding clean up plan. Controversy going on between them. Also, we received the bill from EPA for its oversight and review of the technical work paid for by the group. Group is disappointed and disturbed by amount of bill from EPA. Group feels that based on similar clean ups in the past, EPA's bill is nearly half again what they would expect. We've expressed our displeasure. EPA is not impressed and not disturbed by it. We requested additional time to pay it. They have allowed deferral until early January. We are waiting now to see how DEC reacts on the plan and EPA's decision to do it without EPA's cooperation. They have also been trying to figure out who is the responsible party for the contamination. So far all of the scientific evidence has failed to tag either the Village, Town or County as the source. Eventually we hope to get to the point to argue who is responsible. There are also recoupment provisions for costs incurred.

Resolution by Trustee Koliwasky, seconded by Trustee Skroskznik

BE IT RESOLVED, that due to the upcoming holidays, the following Board of Trustees Meetings are hereby cancelled:

- Thursday, November 27th - 8:30 A.M.
- Thursday, December 25th - 8:30 A.M.

Roll Call Vote:

Deputy Mayor Swartz	Aye
Trustee Koliwasky	Aye
Trustee Skroskznik	Aye

Resolution by Trustee Skroskznik, seconded by Trustee Koliwasky

BE IT RESOLVED, that the Annual Organizational Meeting of the Horseheads Village Board is hereby

November 13, 2014 (cont'd)

scheduled for Monday, December 1st, 2014 at 7:00 P.M.

Roll Call Vote:

Deputy Mayor Swartz	Aye
Trustee Koliwasky	Aye
Trustee Skroskznik	Aye

Trustee Skroskznik - I talked to Caitlin. She did have a scheduled meeting tonight that she set up prior to the election. She wanted to thank everyone here at the Village. She says she will make it to other Board Meetings. Also, will the Chief's exam be on March 20, 2016?

Manager Herbst - I don't know the exact date, but it will be in March 2016.

Atty. Groff - that is not uncommon for an exam that doesn't have a lot of candidates and isn't used a lot to be a two or even three years between exams.

Trustee Skroskznik - what kind of exam will it be. I know we discussed possibly a full time slot, or part time.

Manager Herbst - doesn't matter, part time or full time it's the same test.

Trustee Skroskznik - that is a long time to wait for the test, for a Police Department to wait that long. Perhaps we should think about an appointment contingent upon the exam.

Manager Herbst - yes we are looking at a provisional appointment

Trustee Skroskznik - wish everyone a Happy Thanksgiving.

Trustee Koliwasky - congratulated Brad Lytle on his election. And Happy Thanksgiving.

Manager Herbst reported on the following items:

- Nate Nagle had sent out a report on pool programs about a month ago. What he said was that to close the pool would save about \$32,000. After looking at all this we feel we should proceed to keep the pool open. Not hearing anything to the contrary we plan on moving ahead with that.
- Planning Board meeting to discuss cell tower.
- Dec. 2nd webinar on software called "Facilities Dude". Has Village applicability. Brings everything we do on facilities into one place, excellent documentation. Also it applies to budget and projects budgets for following year.
- Holly Days is Nov. 29th. So far they have 33 vendors.
- Bricks are in for the horse, but we should wait till spring before we install them.
- Water Line extension - Dandy Mini Mart on Wygant Road wants to be connected to Village water.
- Compliments to Code Enforcement Officer Bob Young. We've received compliments from Colonial Manor for his assistance, and also out at the Host Center, he's been very helpful to them. We had a meeting with some major investors who are interested in projects in the Village. We have a business friendly reputation here.
- Award from NYS Department of Health for water quality, and a water fluoridation award.
- Ribbon Cutting for Well 5 filtration plant will be December 5th. Restricting invitations for security purposes.

Trustee Koliwasky - any thoughts on the new street sweeper vehicle, is it helping leaf pickup, etc.

Manager Herbst - yes as opposed to other years. Still more work to do for storm grates.

Trustee Koliwasky commented that the pedestrian crossing sign by Village Vacuum is still standing after a week.

Atty. Groff noted that our water department has a permissive service area which is a territory where we have a preferential right to serve water to properties, i.e. Dandy Mart. Not based upon current Village boundaries. We were given authority to serve water a mile outside of the Village.

Atty. Groff - cell tower application before the ZBA. The applicant has been asked by Village staff and officials to look at alternate locations to make sure this one is the best one. Applicant has been providing a lot of scientific information.

As there was nothing further to come before the Board, the meeting was adjourned at 7:35 p.m.

/rmb

TRANSFER LIST
11/13/14

GENERAL

<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>	<u>DESCRIPTION</u>
\$253.00	1623.465	1623.460	CODE/SOFTWAR E
\$662.22	1623.465	1623.467	NETWORK SUPPORT
\$15,000.00	5110.127	5110.110	PT DPW PERSONNEL
\$275.00	7110.410	7110.440	PARKS CONT.SERVICE RECREATION
<u>\$2,500.00</u>	7180.410	7180.413	CLOTHING POOL
\$18,690.22	7310.110	7310.200	EQUIPMENT

WATER

\$4,257.76	1623.462	1623.467	SENUM SUPPORT
\$25,000.00	8340.107	8340.112	DPW PERSONNEL
<u>\$6,000.00</u>	8340.410	8340.200	WATER EQUIPMENT
\$35,257.76			

**INCREASE EXPENSE DUE TO
ADDITIONAL CHIPS FUNDS
RECEIVED**

\$20,298.10	5110.200	(Consolidated Highway Improvement Program) EQUIPMENT
<u>\$37,142.33</u>	5110.440	CONTRACTED SERVICES
\$57,440.43		

CHIPS additional revenue received will cover expense of the Bobcat Skik-Steer Loader (\$47,331.68) and additional microsurfacing of streets.

Respectfully submitted,

Sharron Cunningham
Clerk-Treasurer