

Minutes

Village Board of Trustees

April 20, 2011

A **Special Meeting** of the Village of Horseheads Board of Trustees was held on the above date at 9:30 a.m.

Present were:

Village Board and Staff

Mayor Donald Zeigler
Trustee Ronald Swartz
Trustee George Koliwasky
Trustee Suzanne Peters

Village Manager Walt Herbst
Village Attorney John Groff
Clerk-Treasurer Sharron Cunningham
Police Chief Mike Barton
DPW Matt Mustico
Manager's Assistant Rachel Baer

Absent

Trustee Larry Clark

Others

Atty. Jim Roemer of Roemer Wallens
Gold and Mineaux, LLC

Village Manager Herbst introduced Jim Roemer. His law firm is in Albany. They specialize in labor relations and 207c issues. Had the idea of stepping up and hiring their firm for labor relations. Gave background of Mr. Roemer.

Mr. Roemer - looking forward to long relationship with the Village. Other people in the firm that also do this work. There will be someone else from my firm that will get to know the Village very well. Have 50 municipal clients, 35 are retainer clients like the Village. Primary service is collective bargaining. Most law firms want to be paid by hour. Our hours are irrelevant for retainer. By doing this package deal if you have a unique issue its probably not unique to us. He talked about details of 207c issues.

Motion by Trustee Swartz, seconded by Trustee Peters, that this Board along with the Village Attorney, Village Manager, and Atty. Roemer move into an Executive Session to discuss the status of collective bargaining issues.

At 9:50 a.m. the Board, Village Atty., Mr. Roemer, and Village Manager Herbst moved into an Executive Session, the minutes of which are attached hereto and made a part hereof.

At 12:30 p.m. the Board reconvened back into its Special Meeting of this date.

Village Manager Herbst distributed information regarding the company Just Energy, which received a Peddler's Permit at the Board's last meeting. Manager Herbst explained that further

research into the business practices of this company has him concerned about the peddlers permits.

The Board discussed the matter, and agreed it would be wise to rescind the peddlers permits for this company.

Resolution by Trustee Swartz, seconded by Trustee Peters

WHEREAS, this Board on April 24, 2011 adopted a resolution authorizing the issuance of licenses to certain individuals for the peddling of services in the Village of Horseheads pertaining to the sale of energy services, and

WHEREAS, this Board has subsequently learned that the individuals will be representing a firm known as Just Energy, formerly known as US Energy Savings, and

WHEREAS, this Board has also learned that Just Energy and its predecessor are the subject of numerous complaints asserting improper and deceptive sales practices, such complaints resulting in settlements in various states.

NOW THEREFORE BE IT RESOLVED, that this Board does hereby rescind the above referred-to resolution April 14, 2011 effective immediately, and does hereby deny the permit applications of: Justin Shipman, Ronald Titus, Danielle Blakely, and Gabriel Mkandama.

Roll Call Vote:

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

As there was nothing further to come before the Board, the meeting was closed at 12:45 p.m.

/rmb

Village Board of Trustees

EXECUTIVE SESSION

April 20, 2011

An Executive Session of the Village of Horseheads Board of Trustees was held on the above date at 9:50 a.m. in Village Hall. Present were Mayor Donald Zeigler, Trustees Ronald Swartz, George Koliwasky, and Suzanne Peters, Village Attorney John G. Groff, and Village Manager Walt Herbst. Also present was Atty. Jim Roemer, from the law firm of Roemer Wallens Gold and Mineaux.

The group discussed the status of collective bargaining negotiations. At approximately 11:00 a.m., Police Chief Mike Barton joined the meeting.

At 12:30 p.m., a motion was made by Trustee Swartz, seconded by Trustee Koliwasky, that the executive session be adjourned, and the Board reconvene back into its Special Meeting of this date.

Roll Call Vote:

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