

Minutes

Village Board of Trustees

June 23, 2016

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

Mayor Louise McIntosh
Trustee Brad Lytle
Trustee Mike Skroskznik
Trustee Pat Gross
Trustee Bill Goodwin

Clerk-Treasurer Sharron Cunningham
Village Atty. John Groff
Manager's Asst. Rachel Baer
Justice Lou Tarantelli

Others Present.

Steve McIntosh, Renwick Lane
Jean Zimmer, Matthew Circle
Barb DeGraw, Sunny Dell Circle

Debbie Coburn, Matthew Circle

Resolution by Trustee Lytle, seconded by Trustee Goodwin

BE IT RESOLVED, that the reading of the minutes of the Board of Trustees Meeting of June 9, 2016 be dispensed with and the same stand approved as entered by the Clerk.

Roll Call Vote:

Mayor McIntosh	Aye
Trustee Lytle	Aye
Trustee Skroskznik	Aye
Trustee Gross	Aye
Trustee Goodwin	Aye

D&A: Solar Energy Farms - Tax Exemption

Atty. Groff - provides for direction to prepare a local law to opt out of the program. Opting out means you will be able to assess value for solar energy system - residential and commercial. Also you could consider development of a PILOT program where you can say that solar energy projects in excess of a certain size would be assessed, but those under would not. In terms of assessed value the tax law puts a cap on a pilot where the full assessed value would be the most you could tax any solar project. A disadvantage of opting out is you are impacting those residential projects and they would all be fully assessed. If your seeking to isolate and look at commercial you can do it with a PILOT program that in

essence would enable you to not impose same liability on residential program. Resolution tonight provides for a local law opting out of the program. Other communities, some have opted out. Town of Catlin did opt out and is now in process of opting back in. They have two large projects under consideration. They are considering doing a pilot for those. Town of Veteran has one approved project that is not subject to pilot, another that may apply, and town board considering pilot program instead of opting out. If you do nothing, the Village is automatically opted in. Community has ability even with an opt out, law provides 60 day window to impose a pilot. Developer has to notify municipality that they intend to develop. 60 days after that you have to tell them that your community imposes pilots on these projects. You have to decide what your policy is - residential or commercial or both.

Trustee Lytle - I don't understand why someone would opt back in just to do a pilot.

Atty. Groff - It has to do with full assessed value, or partial assessed value - if you opt out then the project is fully assessed and fully taxed. If you have a pilot it's a partial assessment. If you don't opt out, but have a pilot, you can't tax anymore of full assessed value, but can do lower assessed value.

Lengthy discussion ensued.

Trustee Goodwin - went to a meeting on this. A solar farm comes in and everyone in community gets 10% off their nyseg bill. Right?

Atty. Groff - that is what they said for that one project. Projects aren't necessarily local community projects. The program you heard was a community solar program. Same developer will be selling entire energy created to another county. Second project they want where all production would be sold to Owego. Nobody in Town of Veteran gets any of it. So when you say they will make energy available, that isn't necessarily true.

Trustee Goodwin - I would rather see more regulations on solar farms, than a residential having solar panels on houses. We put a stop years ago to outdoor furnaces. Now we may hurt homeowners who want to put these on their roof. I would rather see regulations for a big solar farm.

Atty. Groff - some examples of current PILOTS in place - new commercial farm would receive in the first year a 50% reduction in assessed value. For every year after that goes down 5%. Rationale is to encourage commercial development. Town of Catlin has not yet decided what its pilot program will be. Reason they chose to opt back in is because they didn't want to impact residential, and they wanted to be able to get a piece of the assessed value from a commercial project. Developer went to them and said your making my project unattractive.

Everyone agreed to continue this discussion at the workshop on July 6th. Resolution is tabled.

7:10 p.m. - Public Hearing: Proposed Local Law Rescinding Law Authorizing Tax Cap Override

Atty. Groff opened public hearing regarding rescinding law on tax cap override.

Nobody came forward. Atty. Groff closed the public hearing.

Resolution by Trustee Skroskznik, seconded by Trustee Lytle

WHEREAS, a proposed Local Law to Rescind Local Law #1 of 2016 to Override the Tax Levy Limit was received by this Board on June 3, 2016, and

WHEREAS, notice of a public hearing was duly published in the Elmira Star-Gazette, the official

newspaper of the Village of Horseheads, and

WHEREAS, a public hearing was held by the Village of Horseheads Board of Trustees on June 23, 2016 and all parties in attendance had an opportunity to be heard in relation thereto, and

WHEREAS, the Village of Horseheads Board of Trustees after due deliberation finds it to be in the best interest of the Village to adopt the instant local law.

NOW THEREFORE BE IT RESOLVED, that the Village of Horseheads Board of Trustees hereby adopts said local law as Local Law #2 of 2016 entitled "A Local Law to Rescind Local Law #1 of 2016 - To Override the Tax Levy Limit Established in GML 3-c for the Fiscal Year 2016-2017", a copy of which is attached hereto and made a part hereof, and the Village Clerk-Treasurer hereby is directed to file same with the Secretary of State.

Roll Call Vote:

Mayor McIntosh	Aye
Trustee Lytle	Aye
Trustee Skroskznik	Aye
Trustee Gross	Aye
Trustee Goodwin	Aye

Resolution by Trustee Gross, seconded by Trustee Goodwin

BE IT RESOLVED, that the Village Justice reports for May 2016 be received and placed on file in the Village Clerk's Office.

Roll Call Vote:

Mayor McIntosh	Aye
Trustee Lytle	Aye
Trustee Skroskznik	Aye
Trustee Gross	Aye
Trustee Goodwin	Aye

Ongoing Items

- Water Rates:

Mayor McIntosh - at our last meeting I asked John and Brad to talk to Wendel and ask about this.

Trustee Lytle - I was skeptical of the guarantee on this. We talked to Wendel, they gave us an iron clad guarantee, and in writing, and with the state to be offering this program, that they have to do this. During conversation Chris said some of our large water meters aren't working or sending the information. So in this meeting they said it would be taken care of. We resolved that but they sent someone to replace those and they wanted to take one of our employees to replace, but that is not what we agreed to. They guaranteed this and the whole program, and its up to them to make it right, which they are doing right now. On the 1% water rate increase - doesn't mean we have to increase water rate, but we agreed that the 1% is so small it is insignificant. So instead of 116,000, its 115,000, and then 114,000. So they explained that to us.

Atty. Groff - they also said they arrived at the water rate revenues based on historical

consumption. Bottom line is you are not required to increase the water rates. But they will factor that in for purposes of evaluating whether or not there was an energy savings.

- Reese Property - Maple Grove Lane:

Atty. Groff - the board authorized the Mayor to submit a purchase contract. I contacted attorney to say we will be doing so. We will be preparing that and will be submitted.

- CSEA:

Mayor McIntosh - it's in the lawyers hands at this point.

- SRO:

Mayor McIntosh - spoke with Town Supervisor, and also sent email, they plan to put the middle school SRO question on their agenda for their July 13 meeting.

Audience Participation

Debbie Coburn, 157 Matthew Circle - house in our neighborhood that is empty with stuff in it for over a year, code enf is always leaving notes about mowing. We're not concerned about mowing, it's the rodents. Who do we contact? I've contacted code enf. Its 160 Matthew Circle.

Trustee Goodwin - I own 158 Matthews Circle, I've already talked to code enf. about this issue. Its being handled.

Jeanne Zimmer, 164 Matthews Circle - Village has done a lot of work on our street, but the road is a mess. I have a curb that is missing. They did a horrible job reseeding. We are out there watering all the time.

Trustee Lytle - Code Enf. can contact NYSEG if they didn't do a proper job.

Manager's Report

Manager report June 23, 2016

- Code
 - Pat was in the top 3 of the test, so he is now probational for 6 months
 - Fed Ex building will be completed by August
 - Completed the Verizon cell tower inspection
 - We will be not be renewing our contract with Accela @ \$10,000 per year. We will be using Williams Law software at \$4,000 per year
 - Building permits have slowed, issued 4 this week
- Fire – see reports
- Police
 - Sgt. Zelko is out on disability, Sgt. Murray continues to out on disability; Officer Burgess is OIC
 - SRO discussion continues with the school district
 - Pride Ride will be going through the village Saturday
- DPW
 - Road work began in the village; Assistance is provide by Towns of Elmira, Catlin & Veteran

- Windsor garden & Catalpa Dr. areas
 - Should be completed by end of August
- Striping of roads will begin next week
- Crosswalks will be painted with the help of Parks n Rec staff
- Chris is working on the large meter problems
- Generator on Well 5 not working,
- Had 2 water main breaks last week
- Matt will be off July 7&8 and 14&15
- Parks n Rec.
 - RFL 12 hour event was a success
 - Teal Park Concerts are in full swing- August
 - Have held several fishing derbies & softball tournaments
 - Waiting for the Health Dept permit to open the pool. Pool did pass inspection.
- Other
 - CSEA discussion continues
 - Anshutz- John
 - Cell tower at Ashley Furniture has made contact again
 - Blostein- in the hands of our attorney
 - Reese Property- estate knows we are interested
 - Farmland on Franklin St. – all surveying info has been approved, deed to follow- in the hands of NYS & its attorneys
 - Insurance costs will not be affected by the WC Loss Cost Factor of 9.3% until 7/1/2017 renewal- see forms in your packet
 - Town of HHds Youth Bureau will be parking its van in our parking lot
 - Next week's workshop is strategic planning
 - Meals on Wheels ground breaking is June 30 3pm. Is there anyone who would like to attend? I am not available that afternoon.
 - Manager applications-we have received some. If you'd like to review them, see Rachel.

I will be out of town Fri. June 24- Tuesday June 28. I am reachable by cell and email.

We've received another request to place ad for Village Manager in Schuyler newspapers - \$100. All agreed to do that.

BOT, Department Head Updates

Trustee Gross:

- I will going to the youth week luncheon

Trustee Skroskznik:

- I want to modify local law on parking during warmer months during the night. Its an inconvenience for residents. Don't see the reason why we have to enforce the No Parking 2-6am in the summer. Between April and October.

Atty. Groff - a rationale for having it all year was that many streets where people park on both sides then emergency vehicles can't get through. And street sweeping, which is done at night sometimes. Whether or not you feel these are good reasons, its up to the Board.

All agreed to put this issue before our Traffic Commission.

Trustee Lytle:

- Officer in charge Burgess received a commendation from Elmira Heights. For finding an autistic woman who wandered away from her house.
- Two part time officers is a real benefit to dept. It expires in July. Very hopeful that this can be continued and written into the contract going forward, especially now with 2 officers out on leave.

Trustee Gross - we said we wanted a report on this after six months. To see how much it was going to cost.

Trustee Goodwin:

- Courts and codes no reports
- Pool permit - you can't open pool until health dept oks it, did they get it
Mayor McIntosh - yes

Trustee Goodwin - isn't it late? Shouldn't it open earlier.

Mayor McIntosh - doesn't generally open until school is out.

Motion by Trustee Gross, seconded by Trustee Lytle, that an item regarding the Transfer List be added to the agenda.

Roll Call Vote:

Mayor McIntosh	Aye
Trustee Lytle	Aye
Trustee Skroskznik	Aye
Trustee Gross	Aye
Trustee Goodwin	Aye

Resolution by Trustee Skroskznik, seconded by Trustee Goodwin

BE IT RESOLVED, that the Clerk-Treasurer is authorized to transfer the funds listed on the attached sheet for the end of FY2015-2016, May 31, 2016.

Roll Call Vote:

Mayor McIntosh	Aye
Trustee Lytle	Aye
Trustee Skroskznik	Aye
Trustee Gross	Aye
Trustee Goodwin	Aye

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

/rmb

TRANSFER LIST 5/31/16

GENERAL

<u>AMOUNT</u>	<u>FROM</u>		<u>TO</u>	<u>DESCRIPTION</u>
\$517.88	1110.144	PAST COURT CLERK	1110.106	COURT CLERK
\$493.07	1110.144	PAST COURT CLERK	1110.109	COURT CLERK
\$922.17	1110.144	PAST COURT CLERK	1110.160	COURT CLERK
\$116.15	1111.144	PAST COURT CLERK	1111.106	COURT CLERK
\$433.92	1111.160	COURT OVERTIME	1111.106	COURT CLERK
\$492.27	1111.144	PAST COURT CLERK	1111.109	COURT CLERK
\$380.40	1230.100	VILLAGE MANAGER	1230.110	ADMIN.ASST.
\$1,011.13	1230.100	VILLAGE MANAGER	1230.440	MGR.CONT.SER
\$6,121.71	1230.100	VILLAGE MANAGER	1325.109	CLERK
\$479.10	1620.440	VIL.CONT.SERV.	1325.411	CLERK SUPPLIES CODE
\$500.00	1619.440	CODE CONT.SERV	1619.452	TRAINING
\$44.64	1325.453	CLERK-TRAVEL	1325.452	CLERK-TRAINING
\$264.22	1420.453	ATTY.TRAVEL	1420.440	ATTY.TRAINING
\$4,951.47	1619.142	PAST CODE ENF.OFF	1616.151	CODE ENF.OFF CODE
\$976.00	1622.429	PAST CODE ENF.OFF	1619.452	TRAINING
\$821.75	1620.440	VIL.HALL.CON.SER.	1620.152	BLDG.SECURITY
\$23.13	1620.440	VIL.HALL.CON.SER.	1620.200	VIL.HALL EQUIP
\$7,770.97	1620.440	VIL.HALL.CON.SER.	1620.410	VIL.HALL SUP.
\$2,177.81	1620.440	VIL.HALL CON.SER.	1620.417	PAYROLL PROCESSING
\$416.21	1620.440	VIL.HALL CON.SER.	1620.444	GENERAL CODE
\$4,860.72	1622.424	STREET LIGHTS	1622.421	VH UTILITIES
\$1,104.44	1622.424	STREET LIGHTS	1622.423	FD UTILITIES
\$3.36	1622.424	STREET LIGHTS	1622.425	PARK UTILITIES
\$1,421.35	1622.424	STREET LIGHTS	1622.427	POOL UTILITIES
\$1,790.87	1622.424	STREET LIGHTS	1622.429	GARAGE UTILITIES
\$1,579.98	1622.424	STREET LIGHTS	1623.456	RECREATION NETWORK
\$1,422.50	1622.424	STREET LIGHTS	1623.461	COURT NETWORK
\$2,664.52	1622.424	STREET LIGHTS	1623.462	CLERK NETWORK
\$20,735.60	1622.424	STREET LIGHTS	1623.463	POLICE NETWORK
\$13,156.69	1621.442	SHARED GASOLINE	1623.465	VH NETWORK
\$652.83	1230.453	VIL.MGR. TRAVEL	1624.435	POSTAGE
\$1,559.70	1620.440	VIL.HALL CON.SER.	1640.455	GARAGE MAINT.
\$3,778.03	1230.100	VILLAGE MANAGER	1650.471	COMMUNICATIONS
\$1,733.00	1230.100	VILLAGE MANAGER	1910.472	LIABILITY INS.
\$1,017.34	9010.810	STATE RETIREMENT	3120.117	RETRO POLICE OFF
\$1,986.88	1620.495	KOPPERS POND	3120.117	RETRO POLICE OFF
\$866.40	9010.810	STATE RETIREMENT	3120.118	RETRO POLICE OFF
\$1,660.79	1620.495	KOPPERS POND	3120.118	RETRO POLICE OFF
\$1,714.44	9010.810	STATE RETIREMENT	3120.119	RETRO POLICE OFF
\$1,756.16	1620.495	KOPPERS POND	3120.119	RETRO POLICE OFF
\$1,052.60	9010.810	STATE RETIREMENT	3120.120	RETRO POLICE OFF
\$1,990.91	1620.495	KOPPERS POND	3120.120	RETRO POLICE OFF

\$960.04	9010.810	STATE RETIREMENT	3120.121	RETRO POLICE OFF
\$1,722.73	1620.495	KOPPERS POND	3120.121	RETRO POLICE OFF
\$1,410.00	9010.810	STATE RETIREMENT	3120.124	RETRO POLICE OFF
\$1,064.00	1620.495	KOPPERS POND	3120.124	RETRO POLICE OFF
\$901.41	9010.810	STATE RETIREMENT	3120.125	RETRO POLICE OFF
\$1,722.73	1620.495	KOPPERS POND	3120.125	RETRO POLICE OFF
\$1,094.27	9010.820	STATE RETIREMENT	3120.126	RETRO POLICE OFF
\$1,965.60	1620.495	KOPPERS POND	3120.126	RETRO POLICE OFF
\$199.73	1620.495	KOPPERS POND	3120.133	RETRO POLICE OFF
\$921.40	9010.810	STATE RETIREMENT	3120.134	RETRO POLICE OFF
\$1,735.50	1620.495	KOPPERS POND	3120.134	RETRO POLICE OFF
\$896.69	9010.810	STATE RETIREMENT	3120.135	RETRO POLICE OFF
\$1,732.25	1620.495	KOPPERS POND	3120.135	RETRO POLICE OFF
\$505.27	3120.443	POLICE REPAIRS	3120.411	POLICE SUPPLIES
\$2,434.98	3120.443	POLICE REPAIRS	3120.440	POLICE CONT.SERV
\$2,931.68	3410.445	FD RADIO MAINT.	3410.413	FD CLOTHING
\$273.57	3410.445	FD RADIO MAINT.	3410.484	FD INSPECTION DINNER
\$172.01	5110.160	DPW OVERTIME	5110.113	EQUIP.OPERATOR
\$18,475.14	5110.410	DPW SUPPLIES	5110.200	DPW EQUIPMENT
\$5,640.94	5110.440	DPW CONT.SERV	5110.443	DPW REPAIRS
\$201.40	1230.100	VILLAGE MANAGER	6410.500	SISTER CITY
\$156.99	7110.100	PARKS PERSONNEL	7110.101	PARKS EQUIP.OPR
\$158.94	7110.410	PARKS SUPPLIES	7110.200	PARKS EQUIPMENT
\$2,242.07	7110.410	PARKS SUPPLIES	7110.443	PARK REPAIRS
\$509.00	7110.440	PARKS CONT.SEV	7110.452	PARKS TRAINING
\$358.80	7140.453	PARKS TRAVEL	7140.410	RECREATION SUP
\$15.00	7140.453	PARKS TRAVEL	7140.454	RECREATION DUES
\$986.25	7210.410	SPECIAL EVENTS	7210.200	SPECIAL EVENTS EQUIP
\$77.95	8160.410	REFUSE SUPPLIES	8160.440	REFUSE CONT. SEVRV.
\$355.79	8810.100	CEM. PT LABORER	8810.109	CEM.SUPERVISOR
\$319.52	8810.100	CEM. PT LABORER	8810.114	CEM.EQUIP. OPR.
\$1,000.00	8810.160	CEM. OVERTME	8810.410	CEM.SUPPLIES
\$23.21	8810.200	CEM.EQUIPMENT	8810.410	CEM.SUPPLIES
\$85.03	8810.413	CEM. CLOTHING	8810.443	CEM. REPAIRS
\$240.62	9060.860	HEALTH INSURANCE	9060.861	CSEA VISION
<u>\$242.27</u>	9060.860	HEALTH INSURANCE	9060.867	INS.BUY OUT
\$151,155.89				

WATER

\$1,195.29	1622.430	WELL UTILITIES	1622.421	VH UTILITIES
\$183.27	1622.430	WELL UTILITIES	1622.429	GARAGE UTILITIES
\$1,800.00	1622.430	WELL UTILITIES	1624.435	CLERK POSTAGE
\$72.19	1650.471	COMMUNICATIONS	1950.474	SEWER TAX
\$597.09	8310.112	PAST CLERK	8310.110	CLERK
\$1,044.32	8310.112	PAST CLERK	8340.109	EQUIP OP.
\$958.32	8310.112	PAST CLERK	8340.112	EQUIP OP.
\$691.20	8310.112	PAST CLERK	8340.114	SUPERVISOR
\$19.00	1650.471	COMMUNICATIONS	8310.411	WATER SUPPLIES
\$390.15	1650.471	COMMUNICATIONS	8310.440	WAT.CON. SERV
\$524.93	1650.471	COMMUNICATIONS	8310.452	WATER TRAINING
\$181.17	8340.100	PT LABORERS	8340.160	WATER OVERTIME

\$6,854.21	9060.860	HEALTH INSURANCE	8340.410	WATER SUPPLIES
<u>\$1,813.43</u>	9060.860	HEALTH INSURANCE	8340.440	WATER CONT. SERV.
\$16,324.57				