

**Minutes**

**Village Board of Trustees**

**January 24, 2013**

A regular 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 Donald Zeigler  
Trustee Ronald Swartz  
Trustee George Koliwasky  
Trustee Larry Clark  
Trustee Mike Skroskznik  
Village Manager Walt Herbst  
Village Atty. John Groff

Clerk-Treasurer Sharron Cunningham  
Manager's Asst. Rachel Baer  
Parks Dir. Nate Nagle

**Others Present**

Dave Padgett, W. Franklin St.  
Wayne Brubaker, Gardner Rd.  
Colin Diehl, MRB Group

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

Resolution by Trustee Swartz, seconded by Trustee Koliwasky

BE IT RESOLVED, that the reading of the minutes of the Board of Trustees Meeting of January 10, 2013 be dispensed with and the same stand approved as entered by the Clerk.

Roll Call Vote:

Mayor Zeigler	Aye
Trustee Swartz	Aye
Trustee Clark	Aye
Trustee Koliwasky	Aye
Trustee Skroskznik	Aye

Resolution by Trustee Koliwasky, seconded by Trustee Skroskznik

WHEREAS, the Village of Horseheads is the owner and operator of a cemetery situate in the Village of Horseheads commonly known as Maple Grove Cemetery, and

WHEREAS, the Village of Horseheads Board of Trustees, acting as Cemetery Commissioners, has heretofore established a schedule of fees associated with the operation and management of said cemetery, the same having been heretofore modified from time to time, the last time occurring on January 1, 2009, and

WHEREAS, Village staff have proposed increases to the current rate of charges for :

- infant grave openings
- grave openings outside normal cemetery hours
- days/hours burials are permitted

the same being contained on "Cemetery Rates/Fees Effective March 1, 2013", and

WHEREAS, this Board acting as Cemetery Commissioners has given this matter due consideration.

NOW THEREFORE BE IT RESOLVED, that the revised schedule of Cemetery Rates and Fees be adopted and same be effective March 1, 2013, and be it further

RESOLVED, that a copy of said revised schedule, attached hereto and made a part of these minutes, shall be placed on file with the Clerk-Treasurer.

Roll Call Vote:

Mayor Zeigler	Aye
Trustee Swartz	Aye
Trustee Clark	Aye
Trustee Koliwasky	Aye
Trustee Skroskznik	Aye

Resolution by Trustee Swartz, seconded by Trustee Skroskznik

WHEREAS, the Village of Horseheads has enacted and may continue to enact laws regarding water quality management activities in accordance with Municipal Separate Storm Sewer Systems (MS4), and

WHEREAS, federal and state laws and regulations require the establishment of a stormwater program and the funding of same, and

WHEREAS, various municipalities in Chemung County established a Chemung County Stormwater Team, and in April 2008 these municipalities adopted an Intermunicipal Agreement to analyze options to meet federal Phase II stormwater regulations in Chemung County, and

WHEREAS, the Chemung County Stormwater Coalition has recommended the extension of said Intermunicipal Agreement, and Code Enforcement Officer Robert Young, the Village's representative to the Coalition, has recommended that the Village enter into this Agreement.

NOW THEREFORE BE IT RESOLVED, that Mayor Donald Zeigler is hereby authorized and

directed to enter into an Agreement with Chemung County, the Chemung County Soil and Water Conservation District, City of Elmira and various towns and villages of Chemung County entitled *"Intermunicipal Agreement Regarding Services to be Provided Relating to Stormwater Management and Erosion and Sediment and Control"*, a copy of same to be placed on file with the Village Clerk.

Roll Call Vote:

Mayor Zeigler	Aye
Trustee Swartz	Aye
Trustee Clark	Aye
Trustee Koliwasky	Aye
Trustee Skroskznik	Aye

Resolution by Trustee Clark, seconded by Trustee Koliwasky

BE IT RESOLVED, that Parks and Recreation Director Nate Nagle is hereby authorized to attend the NYS Recreation and Park Society Annual Conference, March 17-19, 2013 in Rochester, NY with all expenses paid as are allowed under Section 77B of the General Municipal Law.

Roll Call Vote:

Mayor Zeigler	Aye
Trustee Swartz	Aye
Trustee Clark	Aye
Trustee Koliwasky	Aye
Trustee Skroskznik	Aye

#### Financial Report -

Manager Herbst - I included the sheets in your packets. Same as report two weeks ago.

Trustee Clark - I have a question on balance of 3.3 million, what large expenditures do we have coming up.

Discussion ensued.

Trustee Koliwasky asked about the bond for money for well 5 project.

Manager Herbst said we can start anytime. In discussions with Wendell right now. It is in design phase. Then they release the RFP's for construction.

At this time Att. Groff declared open a public hearing regarding a proposed Local Law on Peddling and Soliciting.

Brad Lytle, 2227 Grand Central Ave. - I'm curious if this law only deals with sales. What about people with petitions, etc.

Atty. Groff - this law would effect those soliciting for a charitable organization.

Resolution by Trustee Clark, seconded by Trustee Skroskznik

WHEREAS, the Village is considering a local law entitled Peddling and Soliciting, repealing

Chapter 171 of the Village Code, and

WHEREAS, this proposed local law was presented to this Board on January 4, 2013, and notice of a public hearing regarding this matter was published in the official newspaper of the Village and a public hearing regarding same was held on January 24, 2013, and

WHEREAS, this Village Board of Trustees has given this matter due consideration.

NOW THEREFORE BE IT RESOLVED, that said Local Law Entitled Peddling and Soliciting in the Village of Horseheads is hereby adopted as Local Law #2 of 2013, repealing Chapter 171 of the Village Code, and the Village Clerk-Treasurer is directed to file same with the Secretary of State as required by law.

Roll Call Vote:

Mayor Zeigler	Aye
Trustee Swartz	Aye
Trustee Clark	Aye
Trustee Koliwasky	Aye
Trustee Skroszknik	Aye

#### Audience Participation

Dave Padgett, W. Franklin St. - asked if we will be connecting another well to well #5. Manager Herbst said that is the plan.

Brad Lytle, Grand Central Ave. - on the filtration system, will it do anything about the hard water. Manager Herbst said that is it a sand filter designed to take impurities out.

Trustee Swartz - Art Show on Feb. 9th.

Trustee Koliwasky - glad about grant for well. Was skeptical about getting that. Job well done. Also, we reviewed the entire comprehensive plan. We're doing a good job staying with that plan.

Atty. Groff reported on the following items:

- street excavation law, working on that.
- social media policy
- reserve fund policy
- Koppers Pond conf call regarding another assessment, part to pay FEMA for reviewing the study.

As there was nothing further to come before the Board, the meeting was adjourned at 7:27pm.

/rmb

## VILLAGE OF HORSEHEADS MAPLE GROVE CEMETERY

Cemetery Rates/Fees Effective March 1, 2013  
(Established Pursuant to Village Code Section 113-2(A), 113.2(J))

CEMETERY HOURS: MONDAY-FRIDAY 9:00AM-3:30PM

NO BURIALS WILL BE PERMITTED ON SUNDAYS OR LEGAL HOLIDAYS

### **FEE SCHEDULE DURING CEMETERY HOURS: (9:00AM – 3:30PM)**

<b><u>GRAVE OPENING:</u></b>	Adult	\$700.00
Summer- 24hrs. Notice	Child (Vault)	\$700.00
Winter- 36 hrs. Notice	Cremated Remains	\$400.00
	Cherub	\$400.00

### **FEE SCHEDULE- OUTSIDE CEMETERY HOURS:**

(Additional \$275.00 if funeral process continues after 3:30PM)

<b><u>GRAVE OPENING:</u></b>	Adult	\$1200.00
	Child (Vault)	\$1200.00
	Cremated Remains	\$1000.00
	Cherub	\$1000.00

**DISINTERMENT FEES:** Minimum cost is twice the cost of a corresponding burial  
(see above fees)

<b><u>LOT INCLUDING PERPETUAL CARE:</u></b>	SINGLE	\$ 600.00
	TWO	\$1200.00
	THREE	\$1800.00
	FOUR	\$2400.00
	FIVE	\$3000.00
	SIX	\$3600.00

**MARKER FOUNDATIONS:** PER SQUARE FOOT MINIMUM CHARGE

**LOT TRANSFER FEE:** \$25.00