

Minutes

Village Board of Trustees

September 24, 2009

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 Donald Zeigler
Trustee Ronald Swartz
Trustee Walter Herbst
Trustee George Koliwasky
Trustee Suzanne Peters

Village Attorney John Groff
Clerk-Treasurer Sharron Cunningham
CEO Bob Young
Police Chief Mike Barton
Recreation Dir. Nate Nagle
Manager's Asst. Rachel Baer

Others:

Ron Sherman, MRB Group
David Padgett, W. Franklin St.
Richard and Deloris Cass, Redwing Lane
Tess Banfield, Catalpa Dr.
Barb Skorczewski, W. Franklin St.
Susan Molter

Glenn Harvey, Bergmann Assoc.
Jean Quinn, Gardner Rd.
Mike Swasta, Watkins Rd.
Carol Ransom, Van Etten
Frank Patterson, Van Etten

Resolution by Trustee Herbst, seconded by Trustee Swartz

BE IT RESOLVED, that the minutes of the Board of Trustees Meeting of September 10th, 2009 be received and the same stand approved as entered by the Clerk.

Roll Call Vote:

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

Resolution by Trustee Swartz, seconded by Trustee Peters

BE IT RESOLVED, that the Public Works Dept. is hereby authorized to close the following streets for Village events:

Farmers Market Car Show

Saturday, Sep. 26th

Steuben St. between Pine St.
and S. Main St.

9am - 3pm

Town & Country Fire Dept. Open House

Thursday, Oct. 8th

W. Franklin St. between
Boorum Pl. and Gardner Rd.

4pm-9pm

Roll Call Vote:

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

7:05 p.m. - Public Hearing: Proposed Local Law Regulating Temporary Storage Containers
Atty. Groff declared open the public hearing.
Nobody came forward. Declared public hearing closed.

Resolution by Trustee Herbst, seconded by Trustee Swartz

WHEREAS, the Village is considering a local law regulating the use of Temporary Storage Containers in the Village of Horseheads, and

WHEREAS, this proposed local law was presented to this Board on September 4, 2009, 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 September 24, 2009, and

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

NOW THEREFORE BE IT RESOLVED, that said Local Law Regulating Temporary Storage Containers in the Village is hereby adopted 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 Herbst: Aye
Trustee Koliwasky: Aye
Trustee Peters: Aye

7:10 p.m. - Public Hearing: Proposed Local Law Regulating Dumpsters
Atty. Groff declared open public hearing.
Nobody came forward. Declared public hearing closed.

Resolution by Trustee Koliwasky, seconded by Trustee Herbst

WHEREAS, the Village is considering a local law regulating the use of Dumpsters in the Village of Horseheads, and

WHEREAS, this proposed local law was presented to this Board on September 4, 2009, 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 September 24, 2009, and

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

NOW THEREFORE BE IT RESOLVED, that said Local Law Regulating the use of Dumpsters in the Village is hereby adopted 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 Herbst:	Aye
Trustee Koliwasky:	Aye
Trustee Peters:	Aye

D&A: Authorize Purchase of Acuprint Software - Clerk's Office

Trustee Swartz and Mayor Zeigler commented that they have not yet viewed the website tutorial for this software.

Clerk-Treasurer Cunningham noted that she hasn't heard any feedback from anyone besides Trustees Peters and Swartz. I was assuming there were no other issues. She added that she would not be recommending something that is frivolous or not in the best interest of the Village.

Trustee Peters stated that she would like to see a cost/benefit analysis for this.

After brief discussion, the Board agreed to come in at 1pm on Sept. 30th for a workshop to discuss this software and view the webinar.

Motion by Trustee Swartz, seconded by Trustee Herbst, that this matter be tabled until the Board can conduct a workshop.

Roll Call Vote:

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

Trustee Herbst proposed setting a date to conduct the SEQR review for the Schlumberger Project, and also setting a date for the Public Hearing regarding the site plan review.

Motion by Trustee Herbst, seconded by Trustee Swartz, to schedule a meeting of the Board for Wednesday, September 30th at 2:00 p.m. to begin the SEQR review for the Schlumberger Project.

Roll Call Vote:

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

Motion by Trustee Herbst, seconded by Trustee Koliwasky, that a public hearing be scheduled for Thursday, October 8, 2009 at 7:05 p.m. regarding the site plan review for the Schlumberger Project.

Roll Call Vote:

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

Public Comment:

Mike Swasta, Watkins Rd. - stated that he has identified several items which he believes were omissions by the Village Planning Board in making their recommendation on Schlumberger. They deal with the following sections of the Village Code: Section 245-120 a,c; Section 245-120 a, 1, e, 5; Section 245 120-b,2, b; Section 245-120 b 3; Section 245-121 b 4. Mr. Swasta submitted his list of comments in writing to the Clerk.

Lori Cass, Redwing lane - how does PILOT agreement work regarding Schlumberger. Would like to know about it.

Atty. Groff explained that it is a payment in lieu of tax. Its an arrangement frequently made for projects similar to this. It is to allow for real property tax abatement phased out over a period of time. Village is not in control of this. Best to address this to the County. We don't initiate process, nor are we in control of it.

Tess Banfield, Catalpa Dr. - outside of Schlumberger, is anything else going on.

Mayor Zeigler - two new local laws now. Also looking at software for Village departments.

Trustee Herbst - fingerprint equipment required for our Police Department in January.

Susan Molter - The Village Plan. Bd. in July was missing one study on traffic for Schlumberger, so they had a special meeting 2 weeks later. Two days ago when Plan. Bd. was ready to recommend approval, and still lacked something on economic analysis, it would have seemed consistent if they had scheduled another special meeting. But that is not what they did. They made their recommendation contingent. I don't know what you need in economic report, but I talked to the school and they were told that once a big company like Schlumberger comes into an area then the school district gets seen as affluent in the eyes of the state. Our school district will be considered located in a wealthier community and will get less state aid. Also, on the pilot agmt, because Schlumberger was given a pilot, that \$150,000 of school tax money will not be rec'd by our school. If this is true, I would think this board would want to know that and have this included in info you are requesting from Schlumberger.

Atty. Groff - right now its vacant land. Taxes are nil. What they may be referring to is that there may be a tax abatement. But because of the fact that its vacant, once its constructed the value will be enhanced. A pilot program if its awarded means that they wouldn't be paying full taxes, so when you say they are losing 150,000 they may be referring to reduction in possible taxes if it would be fully assessed at market value.

As there were no further comments, and nothing else to come before the Board, the meeting was adjourned at 7:42 p.m.

/rmb