

REGULAR meeting of the Hornell Common Council was held on Monday, September 23, 2013, at 7 p.m. in Council Chambers at 82 Main St., Hornell, N.Y.

PRESENT: Mayor Shawn D. Hogan; City Attorney Joe Pelych; Aldermen Murray, Brown, Harkenrider, Sciotti, Lehman, Buckley, Bassage and Carbone, City Clerk Barbara Perrott.

ALSO PRESENT: Eileen Lehman, City Chamberlain Michele Smith, 9 high school students, Jeff Cole from the Evening Tribune and Brian O'Neil from WLEA.

ABSENT: Alderman Foreman, Bacon

INVOCATION: Pastor Brittingham, Hillside Baptist Church

PLEDGE TO THE FLAG: Mayor Shawn Hogan

Prior to the start of Council business, Matt Montalbo and Tom Malecki of Drescher & Malecki LLP presented the audit for FY ending March 31, 2013.

By: Carbone/Sciotti

RESOLVED, that the minutes of the Common Council meetings of September 9, 2013 be approved as read.

Carried – 8

Absent – 2(Foreman, Bacon)

By: Murray/Sciotti

RESOLVED, that the Reports of Officers be accepted and placed on file.

REPORTS FILED: Econ. Devel. Program Summary-8/2013, Housing Rehab. Program Summary-8/2013, BPS Minutes-8/8/13, Codes-8/2013, Fire & Ambulance-8/2013, Police-8/2013, Humane Society-8/2013, BPW Minutes-8/15/13, Project Summary Rpt.-8/15/13 & 9/19/13, DPW-8/2013, WPCP-8/2013, WTP-8/2013, Petro Tank Rpt.-9/4/13, Sewer-8/2013

Carried – 8

Absent – 2 (Foreman, Bacon)

By: Buckley/Sciotti

RESOLVED, that the Reports of Committees be accepted and placed on file.

September 20, 2013

To the Honorable Shawn D. Hogan, Mayor
And
Members of the Common Council

Ladies and Gentlemen:

Bills were audited and approved by Audit Committee Member Larry Bacon, Jeff Brown and Audit Committee Chairman John Carbone.

Bills audited and approved:

CC	\$258,855.82
CD	\$ 10,097.00
PAYROLL	<u>\$ 91,815.47</u>
TOTAL	<u>\$360,768.29</u>

Respectfully submitted,
John Carbone, Chairman
Audit Committee

Carried – 8
Absent – 2 (Foreman, Bacon)

By: Brown/Lehman
HN-13-50

WHEREAS, the City of Hornell and the Hornell Area Humane Society have maintained an agreement for dog control and dog and cat shelter services and

WHEREAS, said agreement is due for renewal;

NOW THEREFORE, the Common Council of the City of Hornell hereby authorizes Mayor Shawn D. Hogan to extend the agreement with the Hornell Area Humane Society for the period of September 1, 2013 to March 31, 2014.

Carried – 8

Absent – 2(Foreman, Bacon)

BY: Sciotti/Carbone

HR-13-51

WHEREAS the City of Hornell has entered into a contract with Drescher & Malecki LLP for accounting services, and

WHEREAS said firm performed an audit of the financial condition of the City of Hornell, and

WHEREAS the City of Hornell received said audit dated July 17, 2013 and

WHEREAS said audit was presented to the Common Council on September 23, 2013.

NOW THEREFORE BE IT RESOLVED that said audit be accepted and received as filed by the Common Council for the City of Hornell.

Carried – 8

Absent – 2 (Foreman, Bacon)

BY: Buckley/Sciotti

HR-13-52

WHEREAS, that in accordance with the National Environmental Policy Review Act (NEPA) and the New York State Environmental Quality Review Act (SEQR), the Common Council of the City of Hornell hereby designates itself to serve as lead agency to coordinate the environmental review of the provision of an economic development assistance to Maple City Customs to acquire equipment and relocate its operations to 138 Main Street in Hornell, and

WHEREAS, in its capacity as lead agency, the Common Council has caused to be prepared as environmental assessment of the significance of and potential environmental impact of this project, and

WHEREAS, the Common Council hereby accepts the environmental assessment of the project, prepared by the Community Development Office, and

WHEREAS, the Common Council further declares that, based on the environmental assessment which has been prepared, it finds that the project is a Type II under SEQR and categorically excluded under NEPA.

THEREFORE, BE IT RESOLVED THAT, the Common Council has determined that an Environmental Impact Statement will not be required and the environmental review process is hereby concluded, subject to a finding of 'No Adverse Effect' by the State Historic Preservation Office.

Carried – 8

Absent – 2 (Foreman, Bacon)

BY: Brown/Murray

HR-13-53

WHEREAS,

1. In accordance with the National Environmental Policy Review Act (NEPA), the Common Council of the City of Hornell has conducted an environmental review for a series of capital improvements to be constructed by the Hornell Housing Authority at the Church Street Court, Sawyer Street and Hillside Manor Apartments, to be undertaken as part of the HHA's 2013 Capital Improvement Program.
2. The Common Council has caused to be prepared an environmental assessment of the significance of and potential environmental impact of the above project. The Common Council hereby accepts the Environmental Review Record of the proposed project, prepared by Stuart I. Brown Associates, Inc.

NOW THEREFORE BE IT RESOLVED,

The Common Council hereby declares that the proposed project is Categorically Excluded under Section 24 CFR 58.35 (a)(3)(iii), subject to compliance with the related laws and authorities at 24 CFR 58.5 and 58.6.

Carried – 8

Absent – 2 (Foreman, Bacon)

BY: Carbone/Buckley

HR-13-54

RESOLVED, that the Common Council of the City of Hornell hereby waives the agenda in order to vote on a grant agreement with the FAA.

Carried – 8

Absent – 2 (Foreman, Bacon)

BY: Murray/Harkenrider

HN-13-55

Whereas, the City of Hornell is continually seeking to perform an obstruction study for runway 18 approach, and perform a site evaluation for the Lattimer Hill Obstruction Beacon to improve its viability and safe use and to promote economic development; and,

Whereas, the City has formally submitted an Airport Capital Improvement Program (ACIP) to the FAA which includes two projects in fiscal year 2013 consisting of the these studies; and,

Whereas, the FAA has tentatively agreed to provide funding assistance for the 2013 projects; and,

Whereas, the City wishes to obtain a federal grant from the FAA to cover eligible expenses related to the obstruction study and site evaluation; THEREFORE

Resolved, that the Mayor, Shawn D. Hogan shall have the authority to sign a grant agreement between the City of Hornell and the FAA.

Carried – 8

Absent – 2 (Foreman, Bacon)

BY: Carbone/Lehman

Claims

NOW, THEREFORE, BE IT RESOLVED, that claims in the amount of \$360,768.29, as audited by the Audit Committee of the Common Council of the City of Hornell, be approved and authorized paid as audited.

Common Council

\$258,855.82

Community Development	\$ 10,097.00
Payrolls	<u>\$ 91,815.47</u>
 TOTAL	 <u>\$360,768.29</u>

Carried – 8

Absent – 2 (Foreman, Bacon)

NEW & UNFINISHED BUSINESS: -

- Mayor Hogan updated the Council on the sewer line repairs on Elm St.
- ATM is interested in moving their operations from Canisteo to Shawmut Industrial Park. They will be building a 27,000 square foot building with hope of breaking ground this fall and opening in April 2014.

By: Carbone/Sciotti

RESOLVED, that the Common Council adjourn at 7:58 p.m.

Carried – 8

Absent – 2 (Foreman, Bacon)

SHAWN D. HOGAN
MAYOR

BARBARA M. PERROTT
CITY CLERK