

**REGULAR** meeting of the Hornell Common Council was held on Monday, December 17, 2012, at 7 p.m. in Council Chambers at 82 Main St., Hornell, N.Y.

**PRESENT:** Mayor Shawn D. Hogan; Aldermen Murray, Harkenrider, Sciotti, Foreman, Bacon, Lehman, Bassage, Buckley and Carbone, Stenographer Karen Schu and City Clerk Barbara Perrott.

**ALSO PRESENT:** City Chamberlain Michele Smith, Asst. DPW Superintendent Mitchell Cornish, Eileen Lehman, 27 High School students, Bill Schmitz and two representatives from Arista Power.

**ABSENT:** Alderman Brown

**INVOCATION:** Pastor Jerry Springston from the First Baptist Church. Pastor Springston announced that he and his wife will be leaving Hornell at the end of the month and said how much he enjoyed his two years here. Mayor Hogan thanked Pastor Springston for his service to his parishioners and the community.

**PLEDGE TO THE FLAG:** Mayor Shawn Hogan

Prior to the start of business Mr. Schmitz and his representatives from Arista Power gave a presentation on Solar Power.

By: Carbone/Lehman

**RESOLVED**, that the minutes of the Common Council meetings of November 19, 2012 be approved as read.

Carried – 9

Absent – 1 (Brown)

By: Buckley/Lehman

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

**REPORTS FILED:** Shelter Inspection Rpt-10/2012; Library Board of Trustees-9/17/12, 10/22/12; Gen. Fund Exp-11/2012; Water Fund Exp-11/2012; City Clerk-11/2012; Gen. Fund Rev.-11/2012; Water Fund Rev.-11/2012; Econ. Devel. /Housing Rehab. Summary-11/2012; BPS Minutes-11/8/12; Police-11/2012; Codes-11/2012; Fire & Ambulance-11/2012

Alderman Buckley asked for the status of the property on Park Drive, formerly owned by Larry Egger. Mayor Hogan stated that the deal was closed and the new owners are cleaning it out. It will be 9 months to one year before it opens.

Carried – 9

Absent – 1 (Brown)

## **COMMITTEE REPORTS**

By: Bacon/Murray

December 13 2012

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

Ladies and Gentlemen:

Bills were audited and approved by Audit Committee members Larry Bacon, James Bassage, Randy Harkenrider and by Audit Committee Chairman John Carbone on Wednesday, December 13 2012.

Bills audited and approved:

CC	\$184,138.70
CD	\$105,341.00
PAYROLL	<u>\$140,618.20</u>
TOTAL	\$430,097.90

Respectfully submitted,

John Carbone, Chairman  
Audit Committee

Carried – 9

Absent – 1 (Brown)

By: Sciotti/Buckley

**HN-12-71 Appt. Johnson & McDaniels to Library Board of Directors**

**RESOLVED**, that the Common Council of the City of Hornell hereby approves the following appointments to the Hornell Public Library Board of Directors, for a three-year term to begin Jan. 1, 2013, and expire Dec. 31, 2016:

- Carla Johnson, of 161 Maple St., Hornell
- Mary McDaniels, of Sawyer St. Site, Hornell

Carried – 9

Absent – 1 (Brown)

By: Bacon/Carbone

**HN-12-72 Appt. Cox & Peisher to Planning Board**

**RESOLVED**, that the Common Council of the City of Hornell hereby approves the following appointments to the City Planning Board for a seven-year term to begin Jan. 1, 2013, and expire Dec. 31, 2020:

- Linda Cox, of 39 Collier St., Hornell
- Bob Peisher, of 17 Washington St., Hornell

Carried – 9

Absent – 1 (Brown)

By: Foreman/Bacon

**HN-12-73 Re-appoint Nasca to CHIDA**

**RESOLVED**, that the Common Council of the City of Hornell hereby approves the re-appointment of Sam Nasca of the City of Hornell Industrial Development Agency for a four-year term to begin Jan. 1, 2013, and expire Dec. 31, 2017.

Carried – 9

Absent – 1 (Brown)

By: Sciotti/Lehman

**HN-12-74 ZBA Appointments**

**RESOLVED**, that the Common Council of the City of Hornell hereby approves the following:

- Re-appoint Lawrence McCarthy of 335 Charles St., Hornell to the Zoning Board of Appeals for a 5-year term from January 1, 2013 to December 31, 2018
- Appoint Richard Argentieri of 69 Jane Street, Hornell to the Zoning Board of Appeals to fill the unexpired term of Nick Tsibulsky from January 1, 2013 to January 31, 2015

Carried – 9

Absent – 1 (Brown)

By: Sciotti/Bacon

**HN-12-75 Transportation Grant**

**WHEREAS**, The City of Hornell is submitting a request for a consolidated grant of funds to the New York State Department of Transportation, pursuant to Section 5311, Title 49, United States Code, for a project to provide public mass transportation service for capital and operating assistance to provide transportation service in Eastern Allegany County and Western Steuben County by Hornell Area Transit for the 2013-14 and 2014-15 fiscal years;

**WHEREAS**, The City of Hornell and the State of New York have entered into a continuing agreement which authorizes the undertaking of the project(s) and payment of the federal Share; \$357,230.

**NOW THEREFORE, BE IT RESOLVED**, that Mayor Shawn D. Hogan is authorized to sign any contracts or agreements between the City of Hornell and any third party subcontractor necessary to complete the public transportation project, subject to the approval of the municipality Attorney.

Carried – 9  
Absent – 1 (Brown)

By: Harkenrider/Murray

**HN-12-76 Traffic Ordinance Amendment 706**

**RESOLVED**, that the Common Council of the City of Hornell hereby approves the placement of four “2-Hour Parking” signs on the north side of the Church St. entrance to City Parking Lot #4.

BE IT FURTHER RESOLVED that this change is effective immediately upon placement of signs and is to be published in the newspaper of record.

Mayor Hogan said that the Board of Public Safety has responded to Chief Murray’s recommendations on a number of sign issues. The placement of the stop sign on Rose Ave. will be moved to Orchard St. to comply with NYS Traffic & Vehicle Laws.

Carried – 9  
Absent – 1 (Brown)

**CLAIMS**

By: Carbone/Buckley

**NOW, THEREFORE, BE IT RESOLVED** that claims in the amount of \$430,097.90, as audited by the Audit Committee of the Common Council of the City of Hornell be approved and authorized paid as audited.

Common Council	\$184,138.70
Community Development	\$105,341.00
Payrolls	<u>\$140,618.20</u>
<b>TOTAL</b>	<b><u>\$430,097.90</u></b>

Carried – 9  
Absent – 1 (Brown)

**NEW & UNFINISHED BUSINESS: -**

Mayor Hogan explained the email from ORPTS Legal Council regarding the eligibility of properties under RPTL 485-n. (see attached).

Alderman Sciotti questioned a deficiency in the Municipal Shelter Inspection report for the Human Society. The overcrowding is a continuing issue. Alderman Bacon reported that the Spay/Neuter clinic will be opening in January.

Mayor Hogan wished everyone a Merry Christmas!

By: Murray/Bacon

**RESOLVED**, that the Common Council adjourn at 8:10 p.m.

Carried – 9

Absent – 1 (Brown)

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SHAWN D. HOGAN  
MAYOR

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BARBARA M. PERROTT  
CITY CLERK