

REGULAR meeting of the Hornell Common Council was held on Monday, Dec. 11, 2006, at 7 p.m. in Council Chambers at 82 Main St., Hornell, N.Y.

PRESENT: Honorable Shawn D. Hogan, Mayor; Aldermen Flaitz, Koehler, Norton, Sciotti, Foreman, Testani, Shepard, Hann, Lewis, and Carbone; City Attorney Joseph Pelych; Stenographer Karen Schu; and City Clerk Robert J. Roberts.

AND FROM THE MEDIA:

Rob Montana of The Evening Tribune; and Brian O'Neal of radio station WLEA-AM.

ALSO PRESENT: Sister Elaine Hollis; and Hornell High School students Courtney Dailey, Amber Andrus, Jessica Ashley, Rachel Salitsky, Kristen Kelleher, Thomas Brown, Mike Carbone, Matt Dunn, Justine Lockwood, Maddie Gallese, Courtney Henry, Kyle Clark, Michael Weyand, Joe Pelych Jr., Dan Bassage, and Andrew Mitchell.

ABSENT: None.

INVOCATION: Sister Elaine Hollis of St. James Mercy Hospital Pastoral Care.

PLEDGE TO THE FLAG: City Attorney Pelych.

By
Hann/Flaitz:

RESOLVED, that the minutes of the Nov. 27, 2006, regular meeting be approved as read.

Carried – Ayes all (10)

Absent – None

By Shepard/Carbone:

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

Carried – Ayes all (10)

Absent – None

REPORTS FILED: Clerk 11/2006; General Fund Expenditures 11/2006; Water Fund Expenditures 11/2006; General Fund Revenues 11/2006; Water Fund Revenues 11/2006; Humane Society 11/2006; Hornell Public Library Minutes 10/16/2006.

REPORTS OF COMMITTEES:

Dec. 11, 2006

**TO: Honorable Shawn D. Hogan
and members of the Common Council**

Ladies and Gentlemen:

The Planning & Development Committee met on Monday, Dec. 11, 2006, at 6 p.m. in the City Hall Conference Room. Members present were Aldermen Testani, Koehler, Norton, Foreman, Carbone, and Mayor Hogan. Others present were Alderman Sciotti, Danielle White, Rob Montana of The Evening Tribune, and several members of the public, including representatives from St. James Mercy Hospital and interested citizens.

Items discussed and/or acted upon are as follows:

- 1) Mayor Hogan distributed minutes of the Planning Board meeting held on Nov. 28, 2006, dealing with the proposed heliport site plan at St. James Mercy Hospital. A motion was made by Testani, second by Carbone, to accept the site plan and SEQR as recommended by the Planning Board All ayes.

There being no further business, the meeting adjourned at 6:35 p.m.

Respectfully,

Joe Foreman

Chairman, Planning & Development Committee

By Carbone/Koehler:

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

Carried – Ayes all (10)

Absent – None

RESOLUTIONS:

#1 – CANCEL TAXES ON 17-19 WEST ST. – HN-06-67

By Testani/Hann:

WHEREAS, charges for trash removal at 17-19 West St. in the name of E.L. Shaffer, Inc. were re-levied on the 2006 City Tax; and,

WHEREAS, property was purchased on July 25, 2006, by John and Barbara Lyng;

NOW, THEREFORE BE IT RESOLVED, that the amount of \$1,495.36 levied against the above property #151.13-01-060.000 be hereby canceled.

Carried – Ayes all (10)

Absent – None

#2 – ACCEPT 2005-06 CITY AUDIT – HN-06-68

By

Koehler/Shepard:

NOW, THEREFORE BE IT RESOLVED, that the Common Council hereby accepts the findings of the independent audit and management letter of City of Hornell finances for the fiscal year ending March 31, 2006, as conducted by Drescher & Malecki, LLP.

Carried – Ayes all (10)

Absent – None

#3 – REAPPOINT GEORGE HOOPER TO ZONING BOARD OF APPEALS – HN-06-69

By Sciotti/Flaitz:

NOW, THEREFORE BE IT RESOLVED, that the Common Council hereby reappoints George Hooper, of 59 Jane St., to the City of Hornell Zoning Board of Appeals, to a five-year term beginning Jan. 1, 2007, and expiring Dec. 31, 2011.

Carried – Ayes all (10)

Absent – None

#4 – REAPPOINT JOHN PETRILLI TO PLANNING BOARD – HN-06-70

By Hann/Carbone:

NOW, THEREFORE BE IT RESOLVED, that the Common Council hereby reappoints John Petrilli, of 11 Fulton St., to the City of Hornell Planning Board, to a seven-year term beginning Jan. 1, 2007, and expiring Dec. 31, 2013.

Carried – Ayes all (10)

Absent – None

#5 – REAPPOINT DAVID PARMLEY TO IDA BOARD OF DIRECTORS – HN-06-71

By

Lewis/Norton:

NOW, THEREFORE BE IT RESOLVED, that the Common Council hereby reappoints David Parmley, of 457 Bennett Parkway, to the City of Hornell Industrial Development Agency Board of Directors, to a four-year term beginning Jan. 1, 2007, and expiring Dec. 31, 2010.

Carried – Ayes all (10)

Absent – None

#6 – ACCEPT RESTORE NY SEQR – HN-06-72

By Shepard/Flaitz:

RESOLVED, that in accordance with the New York State Environmental Quality Review Act (SEQR), the Common Council of the City of Hornell hereby designated itself to serve as lead agency to coordinate the environmental review of the Restore NY Residential Demolition Project; and,

IN ITS CAPACITY of lead agency, the Common Council has caused to be prepared an environmental assessment and potential environmental pact of the above project. The Common Council hereby accepts the environmental assessment of the project, prepared by the Mayor’s Planning Office; and,

THE COMMON COUNCIL further declares that, based on the environmental assessment which has been prepared, it finds that this activity is an Unlisted Action under SEQR; and,

THE COUNCIL FURTHER finds that the project will result in no adverse impacts and therefore will not cause significant damages to the environment;

NOW, THEREFORE, BE IT RESOLVED, the Common Council has determined than an Environmental Impact Statement will not be required and hereby issues a Negative Declaration under SEQR for the project identified above.

Carried – Ayes all (10)

Absent – None

ON THE QUESTION: [see Appendix P] Mayor Hogan noted the properties on East Main, River and Elm streets that would be demolished, as well as East Avenue. Alderman Norton said he saw an advertisement for the sale of the Elm Street property, to which Mayor Hogan replied that it was “one last effort” by the owner to sell before deeding it to the City. Alderman Shepard asked when the demolitions would begin, and Mayor Hogan said the City is going through the administrative process now.

#7 – WAIVE AGENDA – HN-06-73

By Shepard/Hann:

RESOLVED, that the Common Council of the City of Hornell hereby waives the agenda to consider a resolution to cancel taxes on a property at 57 Hill St.

Carried – Ayes all (10)

Absent – None

#8 – CANCEL TAXES ON 57 HILL ST. – HN-06-74

By Carbone/Sciotti:

WHEREAS, the City of Hornell has owned the property at 57 Hill St. (tax map number

151.71-1-3) since February 2006; and,

NOW, THEREFORE BE IT RESOLVED, that taxes levied against this property be hereby canceled in the following amounts:

1996 -- \$306.13

200

5 -- \$ 67.43

2006 -- \$360.38

\$733.94

Carried – Ayes all (10)

Absent – None

ON THE QUESTION: Mayor Hogan noted the property was razed long ago, after City Attorney Pelych got the former owner to sign the property over to the City. This resolution would clear up leftover issues.

PETITIONS: None.

CLAIMS: None

NEW & UNFINISHED BUSINESS:

Mayor Hogan noted the City would continue to apply for funding for the Southern and Western Gateway projects, after this year's application was rejected.

Mayor Hogan noted the recent plethora of musical offerings in the City, including a concern pianist from Italy and the Cantata at St. Anne's Church, as well as the upcoming Hornell Area Wind Ensemble Christmas Concert.

Alderman Koehler asked about correspondence in the Council packets from the state Office of Real Property Services, showing the City's residential assessment ratio at 87.23. Alderman Koehler inquired if this was an improvement over the previous ratio. Mayor Hogan said it was about the same, and that this was based on selective residential sales.

Alderwoman Shepard asked about the River Street Bridge project. Mayor Hogan said it was about 30 to 45 days behind schedule because it was determined that an apartment house had to be acquired before work began. But Mayor Hogan said he did not think this would seriously affect the bridge project.

By Shepard/Flaitz:

RESOLVED, that the Common Council adjourn at 7:42 p.m.
Carried – Ayes all (10)
Absent – None

Shawn D. Hogan
Mayor

Robert J. Roberts
City Clerk