

REGULAR meeting of the Hornell Common Council was held on Monday, January 13, 2014, 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, Harkenrider, McCumiskey, McManus, Lehman, Bassage, Buckley and Carbone, City Clerk Barbara Perrott.

ALSO PRESENT: Eileen Lehman, City Chamberlain Michele Smith, Fire Chief Dan Smith, Police Chief Ted Murray, David Coddington, Tim Rosell, Sara Hilsdorf, Dave Hunt and 3 High School students.

ABSENT: Aldermen Brown and Foreman

INVOCATION: Mayor Shawn Hogan

PLEDGE TO THE FLAG: Mayor Shawn Hogan

By: Lehman/Carbone

RESOLVED, that the minutes of the Common Council meetings of December 9, 2013 and December 16, 2013 be approved as read.

Carried – 8

Absent – 2 (Brown, Foreman)

By: Buckley/McCumiskey

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

REPORTS FILED: Housing Rehab Summ.-11/2013; Econ. Loan Dev. Summ.-11/2013; BPW Minutes-11/21/13; Project Summary Rpt-12/19/13; WPCP-11/2013; WTP-11/2013; Petro Tank Rpt-12/2/13; DPW-11/2013; Sewer-11/2013; Library Bd. of Trustees-11/18/13; Gen. Fund Exp.-12/2013; Water Fund Exp-12/2013; City Clerk-12/2013; Humane Society-12/2013; Gen. Fund Rev.-12/2013; Water Fund Rev.-12/2013; BPW Minutes-12/12/13; Codes-12/2013; Police-12/2013; Fire-12/2013; Ambulance-12/2013

Carried – 8

Absent – 2 (Brown, Foreman)

By: McManus/Carbone

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

FINANCE COMMITTEE:

December 30, 2013

Hon. Mayor Shawn D. Hogan
Members of the Common Council
Ladies & Gentlemen:

The Finance Committee met on Monday, December 30, 2013 at 3:15 pm in the City Building conference room. Members present were Aldermen: Murray, Buckley and Foreman.

Others present were: Mayor Hogan, Alderman Sciotti and City Chamberlain Michele Smith.

Items discussed and/or acted upon are as follows:

1. Mayor Hogan distributed a sales tax comparison from years 2007-2013. At this time we are experiencing a slight growth compared to last year.
2. The County has proposed to the City to give up our preemption for the next five years. In lieu of this the County will guarantee us 85% of our preemption plus an additional \$80,000 in year one, \$60,000 in year 2, \$40,000 in year 3, \$20,000 in year 4 and year 5 to be determined. When comparing our current preemptive agreement with the new proposal, the City will make out better financially by opting into the new proposal. The City has the option to opt of the new agreement at the end of 5 years.

A motion was made by Murray and seconded by Buckley to accept the new proposal. All ayes.

There being no further business the meeting adjourned at 3:45 p.m.

Respectfully submitted,

Joseph Foreman, Chairman

Carried – 8

Absent – 2 (Brown, Foreman)

By: Buckley/McCumiskey

HN-14-01

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 Richard Harris for working capital assistance to relocate the Stomping Ground operations to 95 Main Street in Hornell, and

WHEREAS, in its capacity as lead agency, the Common Council has caused to be prepared an 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 (Brown, Foreman)

Mayor Hogan explained that this is loan to assist "Stomping Ground" in relocating to 95 Main St.

By: Carbone/Buckley

HN-14-02

NOW THEREFORE BE IT RESOLVED that the Common Council hereby establishes the standard work days for elected and appointed officials and will report the days worked to

the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body.

BE IT FURTHER RESOLVED that it is the responsibility of each Council Member to keep and submit a monthly log of their activities on City Business.

Carried – 8

Absent – 2 (Brown, Foreman)

This is an annual resolution that applies to elected officials who are members of the NYS ERS and their time is not reported through the City's payroll.

By: Murray/McManus

HN-14-03

WHEREAS, the U.S. Department of transportation is authorized to make grants to states through the Federal Transit Administration to support eligible projects under Section 3037; and

WHEREAS, NYSDOT has been designated by the Governor of the State of New York to administer Section 3037 Federal formula reimbursement funds for projects designed to increase access for welfare recipients and low income persons to employment, as identified through a coordinated planning process, and consistent with the eligible activities; and

WHEREAS, Hornell will enter into a contract with NYSDOT for FTA Federal funds to implement an eligible JARC service in City of Hornell for an awarded Federal Share amount of \$126,328, and including the provision by it of the FTA required Local Share of \$126,328 project costs; and

WHEREAS, the City of Hornell has fulfilled the FTA coordinated plan requirements that the project "must be derived from the project area Coordinated Plan"; and

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that;

1. City of Hornell does hereby authorize the Mayor of the City of Hornell, to file and execute applications on behalf of City of Hornell with NYSDOT to aid in the financing of an operating assistance project pursuant to FTA Section 3037 JARC; as amended;

2. That Mayor Shawn D. Hogan is authorized to execute and file all Annual FTA Certification and Assurances, contract/agreements or any other document required by NYSDOT;
3. That the Mayor of the City of Hornell is authorized to submit and approve payment requests for reimbursement of Federal funds from the NYSDOT for eligible activities.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Hornell hereby authorizes Shawn D. Hogan, Mayor, to accept and appropriate the above named project, as required by the grant agreement.

Carried – 8

Absent – 2 (Brown, Foreman)

This funding will assist with the HAT runs to Bath. Alderman McCumiskey asked if many people ride this route. The morning trip is sometime full with County/VA employees.

New & Unfinished Business:

The vacancy of Assistant City Judge was briefly discussed.

By: Buckley/McCumiskey

The full council adjourned at 7:30 pm to enter Executive Session to further discuss this personnel issue.

Carried – 8

Absent – 2 (Brown, Foreman)

By: Murray/Harkenrider

Adjourn Executive Session at 8:40 pm to return to regular session.

Carried – 8

Absent – 2 (Brown, Foreman)

By: Carbone/McManus

RESOLVED, that the Common Council adjourn at 8:42 p.m.

Carried – 8

Absent – 2 (Brown, Foreman)

SHAWN D. HOGAN
MAYOR

BARBARA M. PERROTT
CITY CLERK