

REGULAR meeting of the Hornell Common Council was held on Monday, July 22, 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, Harkenrider, Foreman, Lehman, Bassage, Buckley and Carbone, City Clerk Barbara Perrott.

ALSO PRESENT: Eileen Lehman, Rich Dunning and John McCormick from the Water Pollution Control Plant and Jeff Cole from the Evening Tribune.

ABSENT: Aldermen Brown, Sciotti and Bacon

INVOCATION: Mayor Hogan

PLEDGE TO THE FLAG: Mayor Shawn Hogan

By: Murray/Buckley

RESOLVED, that the minutes of the Common Council meetings of June 24, 2013 be approved as read.

Carried – 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Carbone/Lehman

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

REPORTS FILED: Gen. fund Exp.-6/2013; Water Fund Exp.-6/2013; City Clerk-6/2013; Humane Society-6/2013; Housing Rehab Summary-6/2013; Econ. Devel. Summary-6/2013; Gen. Fund Rev.-6/2013; Water Fund Rev.-6/2013; BPW Minutes-6/20/13; code Enforcement-6/2013; HPD-6/2013; HFD-6/2013; Ambulance-6/2013; BPW Minutes-5/16/13; DPW-6/2013; Petro Tank-7/1/13; WTP-6/2013; WPCP-6/2013; Project Summary Rpt.-7/18/2013.

Carried – 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Murray/Lehman

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

AUDIT COMMITTEE

July 19, 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 members Larry Bacon, Jim Bassage, Jeff Brown and by Audit Committee Chairman John Carbone.

Bills audited and approved:

CC	\$549,232.30
CD	\$ 12,261.16
PAYROLL	<u>\$ 87,452.27</u>
 TOTAL	 <u>\$648,945.73</u>

Respectfully submitted,

John Carbone, Chairman
Audit Committee

Finance Committee

July 22, 2013

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

The Finance Committee met on Monday, July 22, 2013 at 6:00 pm in the City Building conference room. Members present were Aldermen: Buckley, Carbone, Murray, and Foreman.

Others present were: Mayor Hogan, Alderman Bassage, Rich dunning and John McCormick, Chief and Assistant Chief Operator of the Wastewater Treatment Plant.

Items discussed and/or acted upon are as follows:

1. Mayor Hogan and the committee discussed the Community Development grant for improvements to the City's wastewater treatment plant. The City is applying for a \$600,000 grant from the CDBG.
2. Mayor Hogan, John McCormick and Rich Dunning explained the proposed WPCP aeration project. 70% of said project will be paid by energy savings. A motion was made Murray and seconded by Buckley to allow the Mayor and City chamberlain to start the process toward bonding for said project. Ayes all.
3. A motion was made by Murray and seconded by Buckley to authorize the mayor to seek funding for the balance/City's obligation for the wastewater plant upgrade with the local share not to exceed \$7,500.
4. Discussed various other grant applications that will be forthcoming this application cycle.

There being no further business the meeting adjourned at 5:450 p.m.

Respectfully submitted,

Joseph Foreman, Chairman

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Buckley/Harkenrider

HN-13-32

RESOLVED, that the Common Council does hereby re-appoint Melissa Logan as the Fair Housing Officer/ADA (Americans with Disabilities Act) Coordinator for the City of Hornell for the 2013-14 year.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Buckley/Harkenrider

HN-13-33

WHEREAS, a budget amendment is necessary to reflect an increase in the Police equipment account [3120.2],

NOW, THEREFORE BE IT RESOLVED by the Common Council of the City of Hornell, NY that the 2013-2014 City of Hornell budget now reflects the following adjustments:

- Increase revenues [A4389] by \$19,662.74, monies from unanticipated Federal Aid Public Safety Grant
- Increase appropriations [A3120.2] police equipment by \$19,662.74

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Buckley/Murray

HN-13-34

WHEREAS, a budget amendment is necessary to reflect an increase in the Public Safety Equipment account [3410.2],

NOW, THEREFORE BE IT RESOLVED by the Common Council of the City of Hornell, NY that the 2013-2014 City of Hornell budget now reflects the following adjustments:

- Increase revenues [A3389] by \$3,320.00, monies from State Aid
- Increase appropriations [A3410.2] fire equipment by \$3,320.00

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Carbone/Lehman

HN-13-35

RESOLVED, that the Mayor of the City of Hornell, Steuben County, New York, is hereby authorized as the official representative of the City of Hornell to execute and submit a Community Development Block Grant application to the administrative agency for the Fiscal Year 2013 program, all understandings and assurances contained therein, and is hereby directed and authorized to act in connection with

the submission of the application and to provide such additional information as may be required.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Murray/Foreman

HN-13-36

WHEREAS, the City Council has authorized the Mayor to file a \$600,000 Community Development Block Grant (CDBG) application on behalf of the City of Hornell for assistance to fund a portion of the cost to construct improvements to the Hornell Water Pollution Control Plant ; and

WHEREAS, LaBella Associates, the engineering firm engaged by the City of Hornell to prepare construction cost estimates has determined the cost to construct these improvements will exceed \$600,000;

NOW THEREFORE BE IT RESOLVED, that the Hornell City Council hereby commits that it will provide local funds for project costs in excess of the funds provided through the CDBG grant and for any overruns that may be incurred to construct the improvements recommended in the preliminary engineering report prepared by LaBella Associates not to exceed \$185,000.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Lehman/Buckley

HN-13-37

RESOLVED, that the Mayor of the City of Hornell, Steuben County, New York, is hereby authorized as the official representative of the City of Hornell to execute and submit a Wastewater Infrastructure Engineering Planning Grant application to the administrative agency for the Fiscal Year 2013 program, all understandings and assurances contained therein, and is hereby directed and authorized to act in connection with the submission of the application and to provide such additional information as may be required.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Carbone/Foreman

HN-13-38

WHEREAS, the City Council has authorized the Mayor to file a \$30,000 Wastewater Infrastructure Engineering Planning Grant application on behalf of the City of Hornell for assistance to fund a portion of the cost to evaluate improvements to the Hornell Water Pollution Control Plant; and

WHEREAS, the program requires a 20% match (\$7,500).

NOW THEREFORE BE IT RESOLVED, that the Hornell City Council hereby commits that it will provide up to \$7,500 in local funds to match the funds provided through the Engineering Planning grant.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Buckley/Murray

HN-13-39

RESOLVED, that the Common Council hereby approves the changing of Olive Place from a dead-end street to a one-way street, from Main Street to Buffalo Street and parking shall be restricted on the east and west sides of said street.

This resolution shall take effect upon posting of signs.

Mayor Hogan explained that the City bought a house on Buffalo St. in the July 2012 County Tax Sale and tore it down. Olive Place will not be a one-way street with parking for residents in the empty lot on Buffalo St. The question was asked if this lot will be restricted to Olive Place residents only. Hogan stated that that is the intention.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Buckley/Harkenrider

HN-13-40

RESOLVED, that the Common Council of the City of Hornell hereby supports the 2013 application for New York State Main Street Program funding in order to assist building and business owners in mixed use areas with renovations, with funding available up to \$100,000 per building not to exceed 75% of the total cost.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor's Planning Office is hereby authorized as the official representative of the City to execute and submit a New York State Main Street application for the Fiscal Year 2013 program, all understandings and assurances contained therein, and is hereby directed and authorized to act in connection with the submission of the application and to provide such additional information as may be required.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Buckley/Lehman

HN-13-41

WHEREAS, the State of New York provides financial aid for municipal transportation projects; and

WHEREAS, the City of Hornell herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such State Aid;

NOW, THEREFORE, BE IT RESOLVED BY the Common Council of the City of Hornell

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.

2. That Shawn D. Hogan is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and the sign the resulting contract if said application is approved by the STATE;
3. That the MUNICIPALITY agrees that it will fund its portion of the cost of said Transportation Enhancement Program(s) with the understanding that the TEP is a reimbursement based program.
4. That if awarded the MUNICIPALITY accepts responsibility for the project development in accordance with federal requirements.
5. That if awarded the MUNICIPALITY agrees to enter into any necessary agreements with the project applicants.
6. That this resolution shall take effect immediately.

Mayor Hogan stated that the plan with these funds is to create a bike/walking path from Shawmut to Webbs Crossing.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Carbone/Foreman

HN-13-42

RESOLVED, that the Common Council of the City of Hornell hereby waives the agenda in order to discuss two SEQR Resolutions and a Dog/Cat Resolution.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Murray/Foreman

HN-13-43

WHEREAS, the City Council has determined that the proposed improvements for improvements to the Hornell Water Pollution Control Plant is a “Type II Action” as defined under the New York State Environmental Quality Review regulations Sections 617.5(c)(1) for the following reasons:

1. The proposed improvements include replacement of the filter beds and drive units which will occur within existing buildings/facilities.
2. The improvements will not involve ground disturbance or impact other resources.

NOW THEREFORE BE IT RESOLVED, that the Hornell City Council hereby declares that the environmental review process is completed and no further review or action under SEQR will be required.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Murray/Carbone

HN-13-44

WHEREAS, the City Council has determined that the proposed engineering planning study for improvements to the Hornell Water Pollution Control Plant is a "Type II Action" as defined under the New York State Environmental Quality Review regulations Sections 617.5 (c)(18) and (21).

NOW THEREFORE BE IT RESOLVED, that the Hornell City Council hereby declares that the environmental review process is completed and no further review or action will be required.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

By: Murray/Carbone

HN-13-45

RESOLVED, that the Common Council of the City of Hornell, New York, hereby authorizes Mayor Shawn D. Hogan to sign an agreement with The Hornell Area Humane Society to conduct a Dog/Cat census throughout the City of Hornell for the fee of \$8500.

The census will begin August 1 and should be finished by September 1. The price quoted by the Humane Society is the same charged for the dog census conducted in 2009.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

BY: Lehman/Buckley

NOW, THEREFORE, BE IT RESOLVED, that claims in the amount of \$648,945.73, as audited by the Audit Committee of the Common Council of the City of Hornell, be approved and authorized paid as audited.

Common Council	\$549,232.30
Community Development	\$ 12,261.16
Payrolls	<u>\$ 87,452.27</u>
TOTAL	<u>\$648,945.73</u>

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

NEW & UNFINISHED BUSINESS: -

- City crews have been working on the new house and street, River St. Extension. The house will be ready to sell by the end of August. Another house will be placed next year.
- An offer has been made and accepted for the house on Conklin Street.
- Work will begin soon on River St. from Delaware Ave. to Erie Ave. Street corner curbs will be upgraded to handicapped curbs, decorative lighting installed and new signs.
- Prangen Lane is scheduled to be resurfaced this summer.
- Alderman Bassage reported that the feedback on Save-A-Lot has been very positive.
- Mayor Hogan will be meeting with Kathy Muller at DSS to develop a pilot program to ensure that their clients are moving into safe accommodations and are aware of the property maintenance issues in the City.

- Alderman Buckley commended Bud Burdett for the tremendous job he is doing as the new Codes Officer. Buckley also complimented Dominic Conlon for the beautiful flowers around the City.

By: Foreman/Lehman

RESOLVED, that the Common Council adjourn at 7:50 p.m.

Carried - 7

Absent – 3 (Brown, Sciotti, Bacon)

SHAWN D. HOGAN
MAYOR

BARBARA M. PERROTT
CITY CLERK