

**REGULAR MEETING OF THE NORTH HORSELL VILLAGE BOARD
JANUARY 14, 2008**

ATTENDANCE: Mayor John Falci
Trustees: Deputy Mayor William McNelis, Glenn Thomas
Joseph Dick and Frank Libordi
Clerk Kristene Libordi
DPW Supervisor & Fire Chief Phil D'Amato
ZBA Chairman Doug Dunn
ZBA Member Pete DiRaimondo
CEO Jim Scheider
Zoning Officer Mark Norfolk
Evening Tribune Rob Montana
WLEA Brian O'Neil

Meeting called to order at 7PM with the pledge of allegiance.

MAYORS OPENING REMARKS

Mayor Falci read two letters from residents (Mrs. Connelly and Mrs. Suriani) complimenting the Fire department and Fire Chief. They noted the departments' dedication and the success of the recent Christmas parade.

Calls also made to the Mayor noting how well our Village roads are maintained during the snow fall. The Mayor also complimented the DPW workers, police department and Zoning Board of Appeals (Doug Dunn & Pete DiRaimondo).

MINUTES

Motion to accept the amended November 10, 2007 minutes made by Trustee Glenn Thomas, second by Mayor Falci and carried.

Motion to accept the December 19, 2007 minutes made by Trustee William McNelis, second by Mayor Falci and carried.

TREASURERS REPORT

Motion to accept the Treasurers report made by Trustee McNelis, second by Mayor Falci and carried. Trustee Thomas asked if we had received the check from the town of Hornellsville. Clerk replied no.

POLICE REPORT

Chief Smith not in attendance. Report given by Mayor Falci.

General Complaints	4
Patrolled	42hrs
Vehicle and traffic arrests	2
Property checks	2

Motion to accept the police report made by Trustee Joseph Dick, second by Trustee McNelis and carried. Trustee Libordi mentioned that he received a couple calls about trucks that are parked in front of the Fire house doors. Could possibly cause some problems. Mayor will address it with the Chief tomorrow.

DPW REPORT

Supervisor D'Amato not available.

FIRE REPORT

Fire Chief D'Amato not available. The Fire department was on call. The Mayor will inform the Fire Chief that all questions concerning the budget be presented to the board at the February 11th board meeting. Include everything that will be needed to prepare for the budget. All costs. Mayor wants to know what the firemen think is "not fair". Trustee Dick finished the inventory of the fire department. He asked Chief D'Amato to go thru it and have it ready for next month. If things are out of service on the inventory list, mark it so.

OLD BUSINESS

POLICE DEPT - SALARY

A motion made by Mayor Falci to increase Scott Richardson's salary to \$10.50 per hour retroactive to November 1, 2007. Motion second by Glenn Thomas and carried.

GARBAGE ISSUE

Garbage collection will start April 1st 2008 at the yearly cost of \$75.00. Residents will be billed the first week of July. Mayor Falci said that we will notify all the company's that are currently collecting in the village. Pick up will include 5 large bags. Mayor Falci told the board he will receive the contract in time for the board to vote in February. The contract will be for one year, with the option to renew.

FIRE DEPARTMENT BUILDING

Mayor Falci received spoke with Hunt Engineers. They can save the Village more money if the board listens to their proposal. They will be at the next board meeting. They are proposing an alternative to the Morton building. This would include an upstairs in the new building with safety issues addressed in the existing building.

Trustee Dick unsuccessfully tried to contact Jeremy Tweed from Morton Builders. He was not happy with the companies disinterest in our project.

NEW BUSINESS

PARTY CAUCUS

Party caucuses for Democrats and Republicans usually have the same date with consecutive times. Glenn Thomas will run as a Republican. Frank Libordi will run as an Independent. If any resident has questions on running for a Trustee seat, just contact the Mayor or a Trustee.

APPOINTMENT OF ELECTION INSPECTORS

Mayor Falci made a motion to appoint Jane Fahl and Mary Freeman as election inspectors. Motion second by Trustee McNelis and carried. The Village election will be held on March 18, 2008.

ELECTION DAY HOURS – RESOLUTION

The following resolution was offered by Mayor Falci, second by Trustee Thomas and carried.

RESOLVED that the election of officers of the Village of North Hornell will be held on March 18, 2008 from 12PM to 9 PM at the Village Hall at 4 W Maplewood Ave.

STATE MANDATE 1203-LOCAL LAW #1 OF 2008

Mayor Falci stated:

The mandate gives us the right to enforce our laws.

Motion to accept the mandate by Trustee McNelis, second by Trustee Dick as follows: Be it enacted by the board of Trustees of the Village of North Hornell NY in the county of Steuben as follows: A) Chapter 52 of the code of the Village of North Hornell is hereby repealed: (B) The following is hereby adopted: (full law attached to these minutes)

Mayor Falci – yes

Trustee Thomas – yes

Trustee Dick – yes

Trustee McNelis – yes

Trustee Libordi – yes

STREET PLOWING

The mayor receives both compliments and complaints about the street plowing. When he receives complaints, he sees Phil, Greg or Tom and the problem is rectified.

OTHER

ZONING AND PLANNING BOARDS CONFERENCE

There is a conference on the Planning and Duties of the Planning and Zoning boards. The Mayor would like the Village to send representatives from zoning and planning board. He would like the money from his account A1210.4 to be used for the \$30 admittance fee. The Mayor will write a letter to the ZBA and Planning board members

Motion made by Trustee Thomas that the village spends the allotted money for 5 people to attend the conference in Salamanca on February 27 & 28. Second by Trustee McNelis and carried.
If more than 5 are to attend, it will be addressed at the next board meeting.

BUDGET WORKSHOP

The Mayor requested that all departments have available by the February 11th board meeting, all budget information. What ever the board needs to be aware of - as it pertains to the budget. Specifically the Fire department needs to let the board know what they are paying for and what (they think) the village should pay for. Dollar amounts are needed along with state mandated equipment and inspections.

MR. MATTIE

Mr. Mattie, 11 Linwood Ave., made a formal complaint that since the McNelis house was built above, he is getting water that he never had before. He now has mold growing on his bedroom wall. He has made numerous complaints over the past six months and nothing has been done. He wants something done or he is going to see his attorney

Trustee McNelis stated that his son owns the house above and has done everything according to specifications. Trustee Thomas stated that we are waiting for another home to be built on Third St. and the new road to be put in which will take care of the problem.

CEO Jim Scheider said it is most likely caused by pecculation. Mayor Falci stated that there was a creek that was cleaned out by the Mattie property. Mr. Mattie stated he is still getting more water.

Trustee McNelis asked if the First St. study would alleviate the problem. Greg Zdanowski(DPW consultant) said yes it would help and that we have the survey and recommendations but we have to do the engineering.

Trustee Libordi said that Brad Irvine (Dept. of Soil and Water Conserv.) had constructed a plan so that none of this would occur. CEO Scheider said he uses Mr. Irvine for consultation but he (Mr. Irvine) has no authority. If there is any conflict he has to withdraw. Mr. Scheider would like to set a meeting with Mr. Irvine and the board to rectify the circumstances.

Trustee McNelis asked where was the breakdown & why wasn't it taken care of?

Trustee Dick asked where did the recommendations go. Mr. Scheider said to the contractor.

Mr. Mattie said that when he originally talked to Mr. D'Amato, he was told they were working on it and it would be taken care of within six to seven months and that was five months ago.

Mayor Falci asked if the board could get the recommendation from Mr. Irvine. Mr. Scheider said it was verbal.

Trustee McNelis asked what can we do right now? Mr. Scheider stated that Mr. D'Amato was headed in the right direction with cleaning out the ditch.

Supervisor D'Amato said the First St. project will alleviate most of the problem. Mr. Zdanowski stated he did not know of any recommendations from the DEC. They (DPW) cannot go on private property to construct something only the contractor can.

Trustee McNelis asked if the ditch was plugged. Mr. Mattie said the water is coming down the hill bringing tree branches and everything with it. It was cleaned out last spring and now it is blocked with logs.

Trustee Libordi asked if Mr. Scheider would get Mr. Irvine back to go over recommendations. Mr. Scheider replied as long as there are no conflicts.

Mayor Falci stated that we need to get him here. He also asked that Mr. Scheider keep Mr. Mattie informed.

OUTDOOR FURNACE

Trustee Dick stated that the Town Board accepted the Outdoor Furnace Law & sent it to Albany for processing. Trustee Dick would like the board to adopt it for next month's meeting. He also noted that grandfathering does not exist with this law. Residents have one year to comply with the new law.

COUNTRY CLUB BURNING

Trustee McNelis asked about the open burning at the Country Club. Mayor Falci noted that there was burning this past summer and he thought the Town had talked to the Club owners and it was taken care of. This past Thursday there was a fire there and he was contacted by Fire Chief D'Amato to go to the scene. CEO Mr. Scheider was also there with Park Ranger Ann Farren. Ms. Farren contacted the owner and told him that no burning is allowed and he must stop. The North Hornell and Arkport fire departments put the fire out.

Trustee McNelis noted that there is a process to go through and it was not followed. The Mayor felt it was an honest mistake and the neighbors did not want to file a complaint.

MARY ST

Trustee McNelis noted that he and Trustee Libordi covered a hole in the field on Mary St.

He asked if Mr. Giles had filled it in. He said he would take care of it. Mrs. Giles stated that they did not get permission to go on there property. The Mayor said it was a safety issue.

NEW FIRE MEMBER

Chief D'Amato asked for approval by the board to accept a new member into the fire department. This will bring the count of firefighters to 25.

A motion was made by Mayor Falci to accept Mathew Derby as a new member to the fire department. Second by Trustee Thomas and carried.

PAY BILLS

Trustee Thomas asked about the bill for the Fire department's Christmas parade \$285.
The clerk did not know what account to debit.

Trustee Thomas made a motion to take \$285 out of the contingent account A1990.4 and credit the Fire protection contractual A3410.4. Second by Mayor Falci and carried.
Motion to pay bills made by Trustee Dick second by Trustee McNelis and carried.

Mayor Falci and board went into executive session at 8:20PM. Attorney Eric Shults was in attendance to go over Lowes, Marick Park and the Barnes & Loree properties.

Meeting was adjourned at 9:30PM

Village Clerk
Kristene Libordi