

REGULAR MEETING OF THE NORTH HORSELL VILLAGE BOARD
NOVEMBER 14, 2005

Mayor John Falci called the meeting to order at 7:00 PM

Attendance: Mayor John Falci
Trustees: William Coleman, Joseph Dick,
William McNelis & Glenn Thomas
Clerk/Treasurer: Kristene Libordi

Trustee Glenn Thomas noted a mistake in the October 10th minutes. Misspelling of Wightman Ave. The correction was noted and the Minutes of the October 10, 2005 meeting were approved on a motion by William McNelis, second by William and carried.

FIRE DEPT

Chief Charles Chick reported 8 incidents during the month of October. Two in the Village, five in the Town and one mutual aid. Chief Chick reported a successful Halloween night at the fire hall. There was a good attendance. A motion was made to accept the fire report by Glenn Thomas, second by Joseph Dick and carried.

POLICE DEPT

Police Chief Marcus Smith was not present.

DPW

Supervisor Gregory Zdanowski was not present to give a report. Trustee Joseph Dick reported that Greg picked up the dump truck and the new stainless steel plow units (blades). He also met with Mr. Giles when paving was going on at Marick Park

TREASURES REPORT

A motion was made by William McNelis, second by Glenn Thomas and carried to accept the Treasures Report.

NEW BUSINESS

RESOLUTION

THE FOLLOWING RESOLUTION WAS OFFERED BY William Coleman, second by William McNelis and unanimously carried:

RESOLVED that the Village of North Hornell agrees to the designation of the Village Board as lead agency for the rezoning of land (Tax No. 136.18-1-2.112) from agricultural to commercial.

Transfer of funds from Contingency A1990.4 to:

A1325.4	\$3000.00
A4010.1	\$250.00
A8320.4	\$500.00
A5110.4	\$4363.62
A1920.4	\$20.00

A motion was made by Glenn Thomas to transfer funds, second by Joseph Dick and carried.

Mrs. Barbara Wallace asked if a street sign would be placed at the end of her road (Wallace's driveway) Trustee Glenn Thomas questioned that since we do not own the

street, how can we name it. Mayor Falci asked Trustee Joseph Dick to check with 911 and see what the procedure is to name a new street. Mr. Joseph Sparro noted that all the homes in Marick Park have addresses that are Marick Park Drive.

Mr. John Johnson asked when the city was going to flush the hydrants. His was not done. Mayor Falci stated that he would call the city and find out.

Mr. Phil D'Amato a member of the North Hornell Village Fire Dept. is concerned over the amount of cars parked in the Village Parking lot. The parking lot is for Village business and Fire Dept personnel only. The Mayor will have Chief Smith put curtesy tickets on these cars.

Trustee Joseph Dick had residents call him in regards to a Stop sign on Avondale Ave that was blocked. Since then the problem has been rectified. Trustee Dick noted that there is a problem with the parking on Merry St. There are many cars parked on the Road. This will be an issue when it comes time to plow the roads. When the Doctors' addition was put on, it is not clear that the Drs. Office received approval for extra parking. Mayor Falci said that he would ask Chief Smith to check into this.

Trustee Joseph Dick noted that many people are raking leaves into the road. It should be noted that this is the responsibility of the homeowner to remove leaves. Mayor Falci will be in contact with the newspaper to make residents aware of this.

Trustee William McNelis questioned if the fine money from tickets issued by our police Dept. is being returned to the Village. Town Supervisor Kenneth Isaman said that moving violations go to the town. Any ordinances or parking violations go to the Village. Mayor Falci asked Supervisor Isaman to check it out. Trustee McNelis asked about out buildings at the Wal-Mart plaza and why we have not received any tax dollars. Mayor Falci stated that our lawyers have sent a "notice of Claim" to the city. The Village should receive 35% of property tax. Mayor Falci also stated that the city did not collect tax for the first year but we need to know what the city has collected and what the Village share should be.

Mrs. Marion Giles asked Supervisor Isaman if we have a new code enforcement officer. He stated very soon. Any Building permit issued in the village goes thru the town. And we will receive notification from the Town Clerk as they are processed.

Mr. Frank Libordi asked who sets the hours for the Village Police. Mayor Falci said the Board sets the times. They have asked for at least one night a weekend in addition to other hours. The Village has allotted 90 hours a month for the Police dept. Mayor Falci said the hours of patrol must be addressed every few months in order to have weekend patrols - and the board is not happy. Mr. Libordi said he thought that since we have a problem with the Drs. Office parking and the Village Parking lot, this might be the time to address the issue. Mr. Libordi also asked if Jim Barnes could buy a portable speed bump to put in front of his home on Cleveland Ave. Superintendent Greg Zdanowski said that there are signs available that tell the driver what speed they are approaching and what the speed limit is. Greg said speed bumps would create a liability problem for the Village. Mayor Falci said he would meet with Greg Zdanowski to consider the cost of a sign.

Supervisor Isaman said the landfill would be open for the next two to three weeks on weekends for public use.

Mayor Falci asked Michael Braun from Clough Harbour & Associates to go over the details of zoning or lead agency.

Mr. Braun stated that Dr. Robbins has made an application to rezone his property from agricultural to commercial. To rezone, part of this process is the SEQR (State Environmental Quality Revue) process. First step is to determine if it falls under the SEQR process, which it does (must be more than 25 acres) and it falls under a type 1 action. The Village will send out forms of the long form EAF, maps and letters to various local and regional agencies. The agencies have 30 days to respond to the Village's request to be lead agency (December 15, 2005). The other agencies must have good justification for them to become lead agency. Once lead agency is established then there is a determination of significance of environmental quality review. The Board will gather

significant information provided by the applicant. They will have 20 days to review it before making a determination. Supervisor Isaman asked Mr. Braun if one SEQR would cover both rezoning of the property and construction at a later date. Mr. Braun responded that it depends if it falls again under SEQR rule, there are different thresholds and this one had to do with rezoning more than 25 acres. At a later date you take a look at the thresholds of whatever development comes in.

Mr. Libordi asked Mayor Falci if the vote, two weeks after the 28th.was going to be a vote of the board or a referendum. Mayor Falci responded that he was just speculating. What he was referring to was the board needs to meet more to discuss this before voting. Financial statistics will be released on December 21st. Mark Norfolk, Zoning Officer, stated that any property in the village, zoned commercial reverts back to residential use once the business leaves. Trustee Dick concurred that once the property is sold, it goes back to residential. Mr. Libordi asked if there is a special date to qualify for the Empire Zone.

Mayor Falci said it would be sometime in December. Mark Norfolk stated that once your rezoning laws go into effect, you cannot change them for another company that would come in. At this time Trustee Dick said he would like the Planning Board to plan a review before a building permit would be issued. Tim McDaniel, Planning Board Chair asked if Dr. Robbins would provide traffic counts. Mayor Falci stated that Lowes would handle that. Mr. Braun said that Dr. Robbins would provide the board generic numbers. Including the hospital impact on traffic. Noise and lighting will be addressed. November 21, 2005 will be a workshop and November 28, 2005 will be a public hearing - both at 7PM. There will be facts, figures and charts.

A motion to pay bills was made by Joseph Dick and second by William Coleman and carried.

Meeting was adjourned at 8:15PM

Executive session 8:20 – 9:30 PM

Village Clerk