

**REGULAR MEETING OF THE NORTH HORSELL VILLAGE BOARD
OCTOBER 13, 2009**

ATTENDANCE: Mayor John Falci
Trustees: Glenn Thomas, Joseph Dick, Frank Libordi
Peter DiRaimondo
Clerk/Treasurer Kristene Libordi
Officer Marcus Smith
Fire Chief Michael Robbins
Fire President Walt Rutski
ZBA Chair Doug Dunn
DPW Supervisor Gregory Zdanowski
Evening Tribune Rep Justin Head

Mayor Falci opened the meeting with the pledge of allegiance at 7PM.

MINUTES

Motion to accept the minutes from the September 8th and 14th board meeting made by Trustee Frank Libordi seconded by Trustee Glenn Thomas and carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Yes	Trustee DiRaimondo	Yes

Trustee Libordi asked if the Mayor had checked with Village Attorney Shults regarding using the balance of the bond to reroof the existing building. Mayor replied that it was permissible. Trustee Libordi asked if Mayor Hogan had been in contact with Mayor Falci regarding Don Hoffman water bill. Mayor Falci said no, he has not heard from Mayor Hogan.

Trustee Libordi asked Supervisor Zdanowski that there be a 3 day notice before streets are shut down. The October 5th meeting will be placed on next months agenda for approval.

TREASURERS REPORT

Motion made by Trustee Peter DiRaimondo, seconded by Trustee Thomas and carried

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Yes	Trustee DiRaimondo	Yes

Trustee Thomas asked that that the money from the sale of the DPW truck be moved out of A5110.2 and put into revenues A2665. The board agreed to have the clerk move the funds.

Trustee Thomas asked if Tom Vondracek Jr. was finished as part time help the end of October. If so will we have enough in that account A1490.12 to cover extra help for snow plowing. Clerk responded that we should.

POLICE REPORT

Officer Smith reported for the Month of September:

Complaints Criminal	1
General	4
Arrests UTT	3
Parking	1
MVA damage	1
Assists HPD	1
Total patrol hours	73

Increased patrols for Saturday morning athletics for parking and speeding complaints. Set patrols for comps regarding crossing guard. Extra patrols on Cleveland to monitor school crossing. Assist HPD apprehending a shoplifter refusing to stop for a Wegmans employee.

Mayor Falci requested a new lighted sign for Mary Nisbet to assist her at the school crossings.

Motion made by Trustee Joseph Dick, seconded by Mayor Falci and carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Yes	Trustee DiRaimondo	Yes

MAINTENANCE REPORT

Supervisor Zdanowski reported for the month of September:

- Cleaned catch basin
- Cleaned ditch and put down rip rap on Third St.
- Cleaned up from storm damage behind Lowes
- Flushed hydrants
- Replaced the sign on Bethesda that was knocked down by a vehicle
- Finished painting fence behind DPW

The DPW will do mill work on Seneca Rd. this fall

Mayor Falci stated that we will get a comprehensive study as to what is needed to reconstruct Seneca Rd. There should be some grant money for Seneca Rd.

Motion to accept the DPW report made by Trustee DiRaimondo, seconded by Trustee Libordi and carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Yes	Trustee DiRaimondo	Yes

FIRE REPORT

The following report was given by Fire Chief Robbins:

- Fire prevention week Oct 6 had children from North Hornell school to fire station
- Lock down at BOCES and fire prevention drill at North Hornell school
- Evac drill at BOCES
- Ground ladders are tested
- Forestry grant is complete - DEC will review tomorrow
- Readjusting box alarms
- Next Tues drilling at Canaseraga
- Need approval for two new fire fighters Edward Ellis and Kevin South
- There are four new applicants pending
- There are 11 members in the auxiliary and the names were given to the Mayor and the names will be turned in to the insurance company
- Two of the four new applicants are Jr. Firefighters. They will be covered the same as the auxiliary members regarding insurance rates. Under the new bylaws will be a cap of 10 Jr. Firefighters.
- Working on individual inventory sheets for each firefighter
- Total drill hours from July to date is 555 hours
- E85 has been serviced and the ladder truck will be next
- Calls for the month

Village	5
Town	4
MA	1
Total calls	10

- Averaged 10 firefighters per call for a total of 90 ½ hours
- The Department spent a total of \$3585.85 on their recent banquet which came out of their 2% money from NYS insurance fund.
- The chief gave the clerk a \$360 rebate check for the pagers
- Motion to accept the fire report made by Trustee Thomas, seconded by Trustee DiRaimondo and carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Abstain	Trustee DiRaimondo	Yes

Discussion:

Trustee Thomas questioned the \$300 telephone bill. Chief Robbins explained that the phone service was changed from Time Warner to Verizon. The large cost was for line set up. Monthly bills through Verizon will be half of what they were paying Time Warner.

Motion to accept Kevin Smith and Edward Ellis into the Fire Department made by Trustee Thomas and seconded by Trustee Libordi. Motion was carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Abstain	Trustee DiRaimondo	Yes

CODE ENFORCEMENT

Code Enforcement Officer Jim Schieder reported for the month of September:

Conditional Permit	1
Building Permit	2
Legal Proceedings	1
Supreme Court Witness	7 hours
Phone Complaints processed	5
Demolition Permits Issued	2
Construction site visits	18
Phone consultations	12
Orders to Remedy violation	1
Village Atty consultation	2
Zoning site consultations	3
Certificate of occupancy's issued	1
Certificate of compliance's issued	1
Order to remedy consultation	4
Variances presented to ZBA	1
Variances enforced	1
Verbal request to remedy	1
Codes processing paperwork	45 hours
Project plans review	75 hours
Zoning complaints received	5

Revenue generated from last board meeting to date - \$789 + unpaid \$232

Motion made by Mayor Falci to accept Code Enforcement report, seconded by Trustee Thomas and carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Yes	Trustee DiRaimondo	Yes

Discussion: Trustee Thomas asked if both houses on Cleveland Ave. were being taken down. Mr. Schieder said only the house and garage on the Levinson property.

Mayor Falci noted that the garage on Wightman Ave. is in the hands of our attorney. The owner did not remedy the problem before the September 20 deadline. Mr. Schieder recommends that the board comes up with a resolution for the securing of the property and delegate that to the DPW supervisor and the cost would be placed on the property owner. The Mayor will call a special meeting for the resolution.

HISTORIAN REPORT

Historian Rutski presented information on several pictures that are on display at Village hall.

NEW BUSINESS

ONLINE CLASSES FOR ZBA AND PLANNING BOARD

Motion was made by Trustee Thomas to approve online classes for the Planning and ZBA to meet the required 4 hour yearly certification class. Motion was seconded by Trustee DiRaimondo and carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Yes	Trustee DiRaimondo	Yes

VETERANS DAY

Mayor Falci noted that the Village offices will be closed on November 11 in observance of Veterans Day.

HALLOWEEN

Motion made by Trustee Dick to set hours for Halloween on October 31st from 6PM to 8PM. Motion was seconded by Mayor Falci and carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Yes	Trustee DiRaimondo	Yes

RESIDENT REQUEST FOR FUNDING CAT BILLS

Mary Devlin requested money for the vet bills she incurred from trapping a cat on Third St. \$401. She would also like money set aside for possibly 3 additional cats that are still at large on Third St. Cost \$120 per cat approximately.

Ms. Devlin is not connected with the Humane Society.

Discussion: Mayor Falci asked if any other municipality had given financial assistance. Ms Devlin said no. Trustee Thomas asked if there was money in the budget for this type of assistance. Clerk noted the money in the budget was for the assistance of the humane society. Trustee Libordi noted that the board’s responsibility is public safety and does not believe that we are not capable to do that. We can appropriate money but not for a cause.

Mayor Falci will look into the legality. Not sure the Village can help financially. There is an animal control officer that will capture woodchucks and possibly he would do the same with cats.

CHILD PROTECTION LAW

The Megan’s law that Trustee Libordi has been working on will be put on next months agenda. Mayor Falci noted that Attorney Shults is still working on the legalities.

BUILDING PERMIT FEES FOR FIRE HALL

Motion was made by Mayor Falci to waive the building permit fee for the building of the fire hall addition. Motion was seconded by Trustee Thomas and carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Abstain	Trustee DiRaimondo	Yes

Mayor Falci asked that the Special Use permit and SEQR be placed on next months meeting.

FALL & WINTER NEWSLETTER

Mayor Falci asked that all Departments and Trustees have their copy into the Village Clerk by October 30th.

OTHER

Ms. Diane Mulkin, 375 First St, would like the following be noted in the village minutes:

The new home constructed behind her house had the land raised from what appears to be the property line (the min 10' set back) approximately 24" and down into her property. . From the other end of the new house the land has been raised 36". She has spent a considerable amount of money to remedy water problems in her basement. She would like it noted that if there are any problems resulting from the new home, she would like it to be on the record that she brought this information to the board.

Trustee Libordi asked the Code Enforcement officer to contact Mr. Boccia on Cleveland Ave. regarding a property line issue. Mr. Boccia took down a fence that his neighbor Mr. Hoyos attached to Mr. Boccia's garage. When the fence was taken down Mr. Hoyos' dog attacked some of the men working for Mr. Boccia. Trustee Libordi would like to eliminate any possible confrontation between the two neighbors.

Trustee DiRaimondo asked about Zoning Codes. Has anything been done regards to our codes. Mayor Falci would like to hire someone to go over our codes. He noted the article in the Tribune dated October 8th regarding the Town Planning board which stated that the board agreed to continue an initiative to revamp the towns zoning laws. The Mayor would like to put on the agenda for next month the revision of the North Hornell zoning codes. Also who will we ask to work on this and what will be the payment for their services.

Trustee Dick is on the Towns Planning board and noted that they have been working on codes for over two years. They have used NYS approved codes from other towns as a template for the towns. It is a tedious and time consuming job. No one on the board is paid for this and they are not paid. Mayor Falci asked CEO Schieder if Mr. Bliss had a list of Villages with approved codes. Mr. Schieder stated that Mr. Bliss had a list of less than 6 Villages that have revamped their codes. Mr. Schieder has been using our codes creating to a multitude of problems. The Mayor would like to find a Village that is similar to ours that could be used as an example.

Trustee Dick informed the board that the NYS DEC passed a law which restricts what you can burn in NYS. This goes into effect on October 14th.

He also noted that North Hornell has not adopted the Steuben County Hazardous Mitigation plan. Trustee Dick met with Mark Sprague the County emergency service director and was told that if the Village does not adopt this plan, we cannot get FEMA money. Trustee Dick asked that the Clerk print copies of the plan from the county web site. The copy will be available for Trustees to review for next months meeting.

Trustee Dick read a letter from Hornell Fire Department thanking the Village for the \$1000 donation towards the auto pulse equipment.

PAY BILLS

Motion made by Trustee Thomas to pay bills. Motion was seconded by Trustee DiRaimondo and carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Yes	Trustee DiRaimondo	Yes

Discussion: Trustee Dick asked why the Xerox bill showed over 5000 on extra prints. The Clerk noted that the Fire dept also uses the copier.

Motion to adjourn made by Trustee Thomas, seconded by Trustee DiRaimondo and carried.

Mayor Falci	Yes		
Trustee Thomas	Yes	Trustee Libordi	Yes
Trustee Dick	Yes	Trustee DiRaimondo	Yes

Meeting adjourned at 8:45PM

Village Clerk
Kristene Libordi