

REGULAR MEETING OF THE NORTH HORNELL VILLAGE BOARD

WEDNESDAY, FEBRUARY 11, 2004

Mayor Stephen Terry called the meeting to order at 7:00 P.M.

Attendance: Mayor Terry

Trustees: William Coleman, William McNelis, John Falci, Glenn Thomas
Village Clerk M. Heers

The minutes of the last regular meeting were approved on a motion by J. Falci, second by G. Thomas and carried.

HUNT ENGINEERS-MARICK PARK

Charles Franzese of Hunt Engineering who was hired by the village to conduct an engineering study of the drainage in Marick Park presented the following:

In 1934 the DOT placed an 18" storm drain out into the property extended to an open ditch, may have originally gone all the way out into the river. After a time the pipe was extended into a dry well, it operated as a closed system with no outlet.

As the subdivision evolved a 6" line was added to the north and a 10" line was put into the south with another 10" line running to the out 24" outlet pipe. On Mary Street where the inward elevations on the manhole it tends not tot take the flow in a positive way. Overall there is very little slope on any piping from the inlet of this 24" crossing the dyke to the invert of the pipe in the north end of Marick Park is 6". Over the length of pipe it does not slope.

We recommend to put in a 24" pipe from the crossing of the dyke back to Mary Street and take it all the way back to where the DOT pipe originally ended near south circle so we get as good a slope as we can. It is going to be flat. We will eliminate the drywell and replace the 6" pipe north with a 15" and reset the catch basins and move the line to the west side of the street.

Mr. Giles' engineer, Mr. Moores has proposed some dry wells in the circle and we have discussed tying them in to the 15" pipe so they have a positive outlet.

We will leave the 10" alone as there is nothing wrong with the slope and we would only marginally gain some capacity from going from a 10" to a 12" or 15".

In a meeting with Mr. Giles, Mr. Moores, Mayor Terry and Greg Zdanowski, we concluded that the village would replace the existing 18" pipe that the DOT installed with a 24" up to the existing drywell and replace the 6" with a 15" and Mr. Giles will put in the new 24" pipe to the dyke.

Mr. Moores agreed that Giles should put in the new dry wells on the circle (not shown on our drawing, as they are on subdivision maps) and tie those into the 15" pipe to give a positive outlet there.

We also recommend that all pipe put in is perforated and put into a stone trench with a fabric covering on the outside. We are going to have a problem with the outlet constantly flowing as the river comes up during storms, this pipe will not accept the water no matter what we put in the ground. You may still have the problem of ponding but with the addition of dry wells in the circle and improvement of the elevations on Marick Park drive every thing will have a positive outlet.

Mr.Sparro: With new buildings possible out there will this be able to handle that?

Franzese: The system will handle it as long as the river will take it. Nothing could take a 10 years storm in this area and you will still get ponding.

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Trustee McNelis: so it is a band-aid on a broken arm?

Franzese: We will reduce the number of times it happens.

Moore: The system inside the boundaries will take it and you won't see the ponding water and it will be able to drain through out.

McNelis: There will be no big problem with water being diverted with new homes built out there?

Frenzie: No, you will still get ponding and the system will not be affected by additional housing, as it will be by the intensity of the storm.

Trustee Thomas: How many lots are there left?

Giles: There are 12 lots but some won't be built on and a couple of the lots will be combined so we are talking about 10 lots.

Sparro: This may not be a perfect plan but it is reasonable and looks like a good cooperative effort for Giles and the village to do with proper engineering.

Mayor Terry: The estimated cost for Mary Street down to the dry well is \$71,500 and the other is 65,000, 66,000 or about \$140,000 total

Thomas: How much extra help Greg?

Greg: At least one full time.

Sparro: This is a perfect opportunity for Senator Kuhl to come in with some of his shared services.

Mayor Terry: If we do our part and Mr. Giles does not do his or vice a versus, what happens?

Franzese: It will not do a lot of good unless there is a positive outlet the commitment needs to be there to get the 24 " pipe out there.

Mayor Terry: What part of this should be done first?

Franzese: Get everything on Mary Street and the outlet.

Mrs. Giles: Everything has to be a written agreement.

Mayor Terry: What is already there is ours and we do not need a legal agreement to do the work.

Franzese: What really needs to be resolved between the village and Giles is who is going to maintain the 24-inch so it is cleaned and flushed out so the system operates. It needs to be routinely flushed.

Thomas: So both sides would have to do their share before any permits are issued.

Mayor Terry: Before permits are issued we would have to do our share and you would have to do yours.

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Mrs. Giles: Should be a time limit on it should be a legal document on when the work is started and completed and what each party is going to do

Mayor Terry: Would you have your lawyer draw that up?

R. Giles: We have already lined up a contractor and we want this done as soon as possible. We still feel the greater percentage of water is coming from outside the development which we do not have any control over. We don't feel it is our responsibility but in an effort to get this thing resolved and good faith and cooperation I have agreed we would take responsibility for that section. We are talking big dollars here and if we do that we want to be sure that the rest of the things we are squabbling about will be taken care of. First of all we want to be assured we can issue building permits because we cannot afford to spend that kind of money unless we can sell more lots.

Mayor Terry: Are you going to put the drain around the Sparro house out toward the Wallace house. Or are you going to sell the lots then put in the drainage?

Giles: That is the intent. It all goes together when you tear it up you do the whole thing at once.

Franzese: You do have a zoning law and regulations require this type of thing to be worked out by the developer.

Mayor Terry: You have got to do the 24inch but unless you do the storm drainage you can't sell a lot

McNelis: Our agreement was that we were going to resolve all these problems before we give out another permit.

Mayor Terry: In order to sell lots out by the Wallace's you are going to have to put in the drainage, just because you put in a 24 inch does not mean you can sell lots out there.

Trustee Falci: When all this is done then the building permits can come.

Trustee Coleman: The drainage around the circle towards the Wallace house is apart of this package.

Terry: So we are going to issue building permit so for the whole area out there?

Coleman: When it is signed sealed and done.

Terry: So they can issue permits out near the Wallace house or next to Sparro if this is done, just so there is no mis-communication.

Moore: The reality is that until the weather gets good, we wait until the whole system is installed you're into mid-summer before you are issuing permits. If there was a written agreement in place and after the 24" was installed that would be in good faith, so he can be released from not having permits issued the onus would be on Giles and he would be holding himself up.

Trustee Falci: Maybe we could hold it up by not issuing a Cof O.

Terry: Can you get that agreement to our Attorney?

Trustees Coleman and McNelis object

McNelis: we made a decision a long time ago that every thing was in before permits are issued.

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Coleman: That's the incentive to get this project done.

Giles: This is going to cost a lot of money if we can't sell lots how are we going to pay for this?

J. Bebout: who will maintain the 24" line?

Terry: That should be the village once we get a right-of-way.

Greg: Do we intend to do this as a separate project from our other work, if so, we then we have to rent a backhoe and have more help, we have an upcoming project and other maintenance too. Or do you want us to move onto that and concentrate and complete that and then move on to our other work we can finish this year?

FIRE DEPT.

W. McNelis approved the report of the fire department on a motion, second by G. Thomas and carried.

POLICE

The report of the Police was approved on a motion by J. Falci, second by W. Coleman and carried.

Also noted that Robert Stewart has resigned as a part time police officer for the village.

DPW

The report of the DPW was approved on a motion by J. Falci, second by W. McNelis and carried.

Greg would like to replace an 18-year-old truck this budget year. He was instructed to give us to give us a list of equipment needs and wants and the cost.

The village will receive \$35,000 through the intermodal transportation act for Cleveland Avenue.

SEQR DESIGNATION

In order to qualify for the intermodal grant the village must approve a State Environmental Quality Review. designation. On a motion by W. McNelis, second by J. Falci the SEQR was approved as a negative declaration, motion carried.

Trustee Falci noted that he has had a call form the Lockers about the condition of the garage next door at 350 Cleveland Avenue.

The following bills were approved for payment on a motion by W. Coleman, second by J. Falci and carried.

The Mayor adjourned into executive session at 8:35 P.M to discuss the hiring of a part time clerk.

Executive session adjourned at 8:45 P.M. by Mayor Terry

The meeting was adjourned at 8:47 P.M. on a motion by J. Falci, second by W. McNelis and carried.

