

**SPECIAL MEETING OF THE NORTH HORNELL VILLAGE BOARD  
NOVEMBER 13, 2014 5:00 PM**

**ATTENDANCE:** Mayor: John Falci  
Trustees: Glenn Thomas, Frank Libordi, Peter DiRaimondo  
William Coleman  
Clerk Kristene Libordi  
Evening Tribune Rep Ryan Papaserge

Mayor Falci opened the meeting at 5:00 PM to discuss possible changes or approval to the Resolution in support of St James Health care plan.

There was group discussion on the 2008 Resolution regarding the land use for all land North of Bethesda Dr to Rt 70A with no annexation.

The following **Resolution 28-2014** was offered by Mayor John Falci, seconded by Trustee Glenn Thomas and carried.

WHEREAS, St. James Mercy Hospital located in the City of Hornell, County of Steuben and State of New York currently is a full-service hospital with beds available for the in-patient treatment of patients, and a maternity ward, and

WHEREAS, Catholic Health East has notified St. James Mercy Hospital that they will no longer be supporting the hospital operations and, as a result, St. James Mercy Hospital will be losing its maternity ward as well as any and all in-patient services and

WHEREAS, that while the population size for the Hornell area is approximately 80,000 people, there is a lack of adequate public transportation in the area which would allow the local population to travel to other regional hospitals to receive medical care, and

WHEREAS, this board is very concerned regarding the nature and availability of the quality of the future health care in this geographic area, and

WHEREAS, this board acknowledges that the health care industry is constantly changing and the general population of New York State must adapt to its changing nature,

NOW, THEREFORE, it is hereby

RESOLVED, that the Village of North Hornell Board of Trustees fully supports a health care plan for the City of Hornell and its surrounding area which would include a limited inpatient presence along with a maternity ward, and it is further

RESOLVED, that this board urges that Howard Zucker, the Acting Commissioner for the New York State Department of Health, and all other federal, state and local government officials to do anything in their power to insure that the people in the area served by St. James Mercy Hospital have adequate health care in the future, which would include a limited in-patient presence, along with a maternity ward.

	Aye	Nay
Mayor Falci	X	
Trustee Thomas	X	
Trustee Libordi	X	
Trustee DiRaimondo	X	
Trustee Coleman	X	

The Clerk was directed to attach the following 2008 Annexation Resolution to these minutes.

**Annexation Limitation Resolution 8-2008**

WHEREAS the Village Board of North Hornell, New York has voted to allow the annexation of 34.644± acres of private property located in the Village of North Hornell and owned by Dr. Robbins into the City of Hornell for the purpose of, among other things, the construction of a Lowes retail center and

WHEREAS, the term of the “water agreement between the Village of North Hornell and the City of Hornell shall be for a period of 99 years” and “that should there be any future hook ups to the water system of a commercial nature within the village the Village shall first secure the approval of the city and this shall not unreasonably be withheld.” And

WHEREAS, reasonable is legally understood to mean, under the circumstances; the conduct was taken with subjective good faith and objectively is without bias or prejudice and

WHEREAS, in the agreement between the Village of North Hornell and the City of Hornell, “the term commercial shall be used and defined according to its ordinary dictionary definition as ‘that which is business and businesslike, economic, financial, fiscal, in the market, industrial, jobbing., manufactured for sale, mercantile, manufacturing, monetary, pecuniary, pertaining to business, merchants, trade, or prepared for sale, skilled in commerce, supplying, trade, and trading.’” And

WHEREAS, in the agreement between the Village of North Hornell and the City of Hornell, “Future hook-ups of a residential nature, which are located within the corporate limits as they exist at the time of this agreement, shall be approved (by the) village only.” And

WHEREAS, the Village Board of North Hornell acknowledges that the current sewer agreement scheduled to expire in 2016 will be extended for 15 years to 2031 and “when the “peak flows in such line reach 1,250,000 gallons per day. When such peak flow is reached, the parties hereto agree that no additional flows be permitted to enter the intercepting sewer from sources outside the Village of North Hornell.” Now therefore, be it

RESOLVED, that the Village Board of North Hornell hereby finds and determines that the area located within Bethesda Drive, NY State Route 36, Steuben County Route 70A, and the Eastern boundary of the Village of North Hornell located between the Village of North Hornell and the Town of Hornellsville is to be protected from any further annexation, that no land within the said area is to be considered for future annexation, and that any future annexation within the said area in the future is prohibited.

Trustee Thomas made a motion to accept the resolution, Trustee Dick second and it was carried.

Mayor Falci	Aye
Trustee McNelis	Aye
Trustee Thomas	Aye
Trustee Dick	Aye
Trustee Libordi	Aye

The meeting was adjourned on a motion by Trustee Libordi, seconded by Trustee DiRaimondo and carried.

Mayor Falci	Aye		
Trustee Thomas	Aye	Trustee DiRaimondo	Aye
Trustee Libordi	Aye	Trustee Coleman	Aye

Respectfully Submitted,  
Kristene Libordi/Clerk