

A regular meeting of the Hornell Common Council was held on Monday, April 24, 2017, at 7 p.m. in Council Chambers at 82 Main St., Hornell, N.Y.

PRESENT: Shawn D. Hogan, Mayor; Council members Ponticello, McKay, McCumiskey, Cleveland, Bassage, Buckley and Carbone; and City Clerk Barbara Perrott.

ALSO PRESENT: City Chamberlain Michele Smith, Jason Jordan from the Evening Tribune, Bill Dugan from WLEA and 4 High School students.

ABSENT: Council Members Brown, Foreman, Lehman and City Attorney Joe Pelych.

INVOCATION: Pastor Brittingham, Hillside Baptist Church

PLEDGE TO THE FLAG: Mayor Hogan

By: Buckley/Ponticello

RESOLVED, that the minutes of the Common Council of March 20, 2017 and March 27, 2017 be approved as read.

Carried – 7

Absent – 3 (Brown, Foreman, Lehman)

By: McCumiskey/Cleveland

RESOLVED, that the Reports of Officers be and hereby are approved and placed on file.

REPORTS FILED:

City Clerk – 3/2017; Housing Rehab Summary – 3/2017; Humane Society – 3/2017; EDLP Summary – 3/2017; BPS Minutes – 3/9/17; BPW Minutes – 3/16/17; Codes – 3/2017; DPW – 3/2017; Codes Log – 3/2017; Petro Tank Report – 4/3/17; Police – 3/2017; WTP – 3/2017; Fire – 3/2017; WPCP – 3/2017; Ambulance – 3/2017; Project Summary – 4/19/17; OCR Summary – 3/2017

Carried – 7

Absent – 3 (Brown, Foreman, Lehman)

By: Brown/Cleveland

RESOLVED, that the Reports of Committees be accepted and placed on file.

COMMITTEE REPORTS:

AUDIT COMMITTEE

April 19, 2017

To the Honorable Shawn D. Hogan, Mayor
And
Members of the Common Council

Ladies and Gentlemen:

Bills were audited and approved by Audit Committee Members Jeff Brown, Fred Lehman, Jim Bassage, Joe McKay and Audit Committee Chairman John Carbone.

Bills audited and approved:

Common Council	\$ 28,345.58
CD	\$ 950.00
Payrolls	<u>\$121,698.03</u>
TOTAL	\$150,993.61

Respectfully submitted,

John Carbone, Chairman
Audit Committee

QUALITY OF LIFE COMMITTEE

To the Honorable Shawn D Hogan,
Common Council Members,
Ladies and Gentlemen,

The Quality of Life Committee met on April 18th at 6pm in the second floor conference room of city hall. Members present were Ponticello, Cleveland, McCumiskey, Lehman, and Buckley. Also present were Codes officer Bud Burdett, Police Chief Ted Murray, Kim Courtney from HAT, and Jason Jordan from the Evening Tribune.

Bud Burdett updated the committee on numerous issues including zombie properties in the city, building inspections, and a summary of the nuisance law.

Chief Murray gave an update on the opioid problem in the region, citing heroin is on the rise while bath salts and meth appear to be on the decline.

There being no further business, the meeting was adjourned at 6:55pm. Motion by McCumiskey, 2nd by Ponticello.

Respectfully submitted,

John Buckley
Chairman

Carried – 7
Absent – 3 (Brown, Foreman, Lehman)

RESOLUTIONS:

By: Buckley/Carbone

HN-17-35 – SEQR – Yum! Frozen Yogurt

RESOLVED, that in accordance with the New York State Environmental Quality Review Act (SEQR), the Common Council of the City of Hornell hereby designates itself to serve as lead agency to coordinate the environmental review of the following activity to be undertaken within the City:

- Provision of an economic development loan to assist an entrepreneur to renovate the existing commercial space and to provide working capital funding to establish a frozen yogurt shop at 135 Seneca Street.

In its capacity as lead agency, the Common Council has caused to be prepared an environmental assessment of the significance of and potential environmental impact of this project. The Common Council hereby accepts the environmental assessment of the project, prepared by the Community Development Office. The Common Council further declares that, based on the environmental assessment which has been prepared, it finds that the project is an Unlisted Action under SEQR and will result in no significant damage to the environment.

Therefore, the Common Council has determined that an Environmental Impact Statement will not be required and hereby issues a Negative Declaration under SEQR for the project.

Carried – 7
Absent – 3 (Brown, Foreman, Lehman)

By: Ponticello/Cleveland

HN-17-36 – NEPA – Yum! Frozen Yogurt

RESOLVED, that in accordance with the National Environmental Policy Act of 1969 (NEPA) and the related authorities listed at 24 CFP Part 58, the Common Council of the City of Hornell announces its intent to conduct an environmental review of a project to provide loan assistance under the City's revolving loan fund for economic development activities to enable a local entrepreneur to establish a frozen yogurt shop in existing commercial space at 135 Seneca Street.

FURTHER RESOLVED, that the Common Council designates Shawn D. Hogan, Mayor as the Certifying Officer, responsible for all activities associated with the environmental review process to be completed in conjunction with the project.

BE IT FURTHER RESOLVED, that the Common Council hereby accepts the environmental review of the project prepared by LaBella Associates, DPC and determines that the project will have no significant impact on the environment and directs the Mayor to publish a Finding of No Significant Impact to invite public review and comment prior to the implementation of the project.

Carried – 7

Absent – 3 (Brown, Foreman, Lehman)

Claims:

By: Carbone/Buckley

NOW, THEREFORE, BE IT RESOLVED, that claims in the amount of \$150,993.61 as audited by the Audit Committee of the Common Council of the City of Hornell, be approved and authorized paid as audited.

Common Council	\$ 28,345.58
CD	\$ 950.00
Payrolls	<u>\$121,698.03</u>
TOTAL	\$150,993.61

Carried – 7

Absent – 3 (Brown, Foreman, Lehman)

By: Cleveland/Buckley

Resolved, that there being no further business the Common Council adjourn at 7:21 p.m.

Carried – 7

Absent – 3 (Brown, Foreman, Lehman)

Shawn D. Hogan
Mayor

Barbara M. Perrott
City Clerk