

A regular meeting of the Hornell Common Council was held on Monday, July 21, 2025, at 7:04 p.m. in Council Chambers at 82 Main St., Hornell, N.Y.

PRESENT: John J. Buckley Mayor; City Attorney Timothy Rosell, Council members, Sutfin, Hancock, McKay, Peck, Warriner, Brown, Bassage, Davis, and Carbone, Stenographer Ellen Kerr, and City Clerk Holly Snyder.

ALSO PRESENT: Deputy Mayor Jessica Cleveland, City Chamberlain Michele Smith, Rich Dunning, Robert McLaughlin Chief Ted Murray, 6 members of the public.

FROM THE MEDIA: Brian O'Neil - WLEA

ABSENT: Council member Valentine

INVOCATION: Deacon Mark Clark – Our Lady of the Valley

PLEDGE TO THE FLAG: Mayor Buckley

BY: Warriner/Sutfin

RESOLVED, that the minutes of the Common Council meeting of June 16, 2025 be approved as read.

Carried – 8 Ayes

Absent – 2 (Brown, Valentine)

BY: Davis/Peck

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

REPORTS FILED:

Gen Fund Rev.- 6/2025; Water Fund Rev.- 6/2025; Gen Fund Exp.- 6/2025; Water Fund Exp.- 6/2025; City Clerk- 6/2025; BPS Minutes –6/2025; Fire/Amb-6/2025; Codes/Codes Log- 6/2025; Police- 6/2025; BPW Minutes –6/2025; DPW/Sewer 6/2025; WTP –6/2025; WPCP – 6/2025; Petro – 6/2025; Library 6/2025; Humane Society 6/2025; HAT Commission 6/2025

Carried – 8 Ayes

Absent – 2 (Brown, Valentine)

BY: Hancock/Warriner

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

Carried – 9 Ayes

Absent – 1 (Valentine)

COMMITTEE REPORTS:

Audit Committee

July 21, 2025

To the Honorable John J. Buckley, Mayor
And
Members of the Common Council

Ladies and Gentlemen:

Bills were audited and approved by Audit Committee Members, Jim Bassage, Kevin Valentine, Steven Peck, Christina Hancock and Audit Committee Chairman John Carbone.

Bills audited and approved:

Common Council	\$ 291,513.39
Community Development	\$ 1,220.50
Payrolls	<u>\$ 112,247.22</u>
TOTAL	\$ 404,981.11

Respectfully submitted,
John Carbone, Chairman
Audit Committee

Law and Ordinance Committee Report

July 21, 2025

To the Honorable John J. Buckley, Mayor and Members of the Common Council

The Law and Ordinance Committee met on July 21, 2025 at 6:00pm in the 2nd Floor Conference room at City Hall.

In attendance were: Aldermen Hancock, Davis, Sutfin, and Chairman Joseph McKay. Also in attendance were Mayor John Buckley, Deputy Mayor Jessica Cleveland, and Director of Facilities Management and Neighborhood Revitalization Bud Burdett

The meeting was called to order at: 6:01 PM.

The committee provided a review and recommendations to updating and modernizing the City Code.

The committee approved 18 updates to the City Code. These updates will be referred to the Common Council for their review at their August meeting.

With no further business, the meeting was adjourned at 6:36 PM. Motion by Alderman Davis, second by Alderman Hancock. Ayes all.

Respectfully submitted,
Alderman Joe McKay, Chairman
Law and Ordinance Committee

RESOLUTIONS:

HN 25-41 CDBG WPCP Phase 1C

BY: Brown/Peck

WHEREAS, Community Development Block Grant (CDBG) funding is available through the 2025 Consolidated Funding Application process, and

WHEREAS, the City of Hornell is applying for CDBG funding to assist with a portion of the costs needed for Phase 1C improvements at the Water Pollution Control Plant.

NOW, THEREFORE BE IT RESOLVED, that the Mayor of the City of Hornell, Steuben County, New York, is hereby authorized as the official representative of the City of Hornell to execute and submit a Consolidated Funding Application for CDBG funding for the Water Pollution Control Plant improvements project, to the administrative agency for the Fiscal Year 2025 program, and all understanding and assurances contained therein, and is hereby directed and authorized to act in connection with the submission of the application and to provide such additional information as may be required, and

BE IT FURTHER RESOLVED, that the Hornell Common Council will provide local funds for project costs, in excess of the funds provided through the CDBG grant and for any overruns that may be incurred, to construct the improvements recommended in the preliminary engineering report prepared by LaBella Associates, D.P.C.

Carried – 9 Ayes

Absent – 1 (Valentine)

HN 25-42 Authorize Mayor – IMA-NY SWIMS GRANT MONIES

BY: Davis/Hancock

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Hornell hereby authorizes the Mayor to enter into an Intermunicipal Agreement with the City of Corning, Town of Urbana and the County of Steuben for NY SWIMS Grant Monies.

Carried – 9 Ayes

Absent – 1 (Valentine)

HN 25-43 Smart Growth Community Planning Authorized

BY: Bassage/Carbone

Resolution by the Common Council approving and endorsing the City of Hornell in its application to the NYS Department of State for funding under the Smart Growth Community Planning Program.

WHEREAS, the New York State Department of State Smart Growth Community Planning Program is providing funding for new or updated comprehensive plans for municipalities that integrate smart growth planning principles pursuant to General Municipal Law Section 28-A. Awards will begin at \$75,000.00. This grant, if awarded, requires a minimum local match of 10% of the project cost (City share starting at a minimum of \$7,500.00); and

WHEREAS, the City desires to submit a grant application via the 2025 CFA to update the existing Comprehensive Plan;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor or his designee is hereby authorized to submit an online application through the New York State Consolidated Funding Application (CFA) for the above grant program for up to \$150,000 (\$15,000 maximum city share).

Carried – 9 Ayes

Absent – 1 (Valentine)

HN 25-44 Intent To Serve As SEQR Lead Agency For Intermunicipal Sewer Improvement Project

BY: Carbone/Sutfin

A RESOLUTION DECLARING INTENT TO SERVE

AS SEQR LEAD AGENCY FOR INTERMUNICIPAL SEWER IMPROVEMENT PROJECT

WHEREAS, the City of Hornell and portions of the neighboring Village of North Hornell and the Town of Hornellsville are served by the City of Hornell's Water Pollution Control Plant, which is permitted under the New York State Pollution Elimination Discharge Permit to treat 4.0 million gallons per day (MGD) and has the capacity to treat up to 8.0 MGD peak hourly flow.

WHEREAS, the City, Village, and Town, in partnership with LaBella Associates, completed an engineering evaluation of the sewer system in May 2025 and recommended the following improvements: Replace three pump stations (new wet wells and pumping equipment) and replace aging trunk line piping within the Town; Replacement of one pump station (new wet well and pumping equipment) and lining of trunk main piping (in accordance with CCTV inspection completed in 2022) within the Village; and repair four existing wet wells and replace aging pumping equipment within the City.

WHEREAS, it is the intent of the City to comply with the applicable environmental review requirements for the project, through careful consideration of the relationship among component activities, and evaluate their cumulative environmental effects; and

WHEREAS, regulations, the Project under the NY State Environmental Quality Review Act (SEQRA), has been determined to be classified as a Type 1 action requiring a coordinated review; and

WHEREAS, the City of Hornell City Council declares its intent to serve as Lead Agency to conduct an environmental review of the Project in accordance with SEQRA.

Now Therefore, Be it Resolved, pursuant to the applicable standards of SEQRA (6 NYCRR Part 617.6) the City of Hornell Common Council hereby declares its intention to act as lead agency for the review of the Project under SEQRA, and the City Mayor, or his designee, is authorized to send or designate and delegate the sending of the full environmental assessment form and other relevant information to all involved and interested agencies, indicating the City of Hornell Common Council's intention to serve as Lead Agency and to coordinate review under SEQRA; and be it further

Resolved, that this resolution shall take effect immediately.

Carried – 8 Ayes

Absent – 1 (Valentine)

HN 25- 45 AUTHORIZING SUBMISSION OF A NYS EMPIRE STATE DEVELOPMENT CORPORATION PRO HOUSING SUPPLY FUNDS PROGRAM GRANT APPLICATION

BY: Hancock/Peck

A RESOLUTION AUTHORIZING SUBMISSION OF A NYS EMPIRE STATE DEVELOPMENT CORPORATION

PRO HOUSING SUPPLY FUNDS PROGRAM GRANT APPLICATION

WHEREAS, the NYS Empire State Development Corporation (ESD) is accepting grant applications for the Pro Housing Supply Funds grant program through the 2025 Consolidated Funding Application (CFA) process; and,

WHEREAS, the City of Hornell is a Certified Pro-Housing Community and is eligible for grant funding through the Pro Housing Supply Funds Grant Program; and

WHEREAS, ESD has made available up to \$100 million to help finance essential infrastructure projects – such as sewer and water system upgrades – needed to facilitate new housing development in certified Pro-Housing Communities; and,

WHEREAS, the City, Village, and Town, in partnership with LaBella Associates, completed an engineering evaluation of the sewer system in May 2025 and recommended the following improvements: Replace three pump stations (new wet wells and pumping equipment) and replace aging trunk line piping within the Town; Replacement of one pump station (new wet well and pumping equipment) and lining of trunk main piping (in accordance with CCTV inspection completed in 2022) within the Village; and repair four existing wet wells and replace aging pumping equipment within the City; and

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Hornell proposes to act as lead applicant for the Intermunicipal Sewer Improvement Project; and,

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Hornell hereby authorizes the City Mayor to submit an application to ESD through the 2025 CFA process and to act in connection with the submission of the application, including execution of all required certifications and forms and to provide such additional information as may be required.

Carried – 9 Ayes

Absent – 1 (Valentine)

HN 25-46 Authorize Mayor – NY BRICKS Application

BY: Brown/Carbone

Resolution by the Common Council approving and endorsing the City of Hornell in its application to the NYS Office of Parks, Recreation and Historic Preservation for funding under the NY Building Recreational Infrastructure for Communities Kids and Seniors (NY BRICKS).

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation is providing NY Building Recreational Infrastructure for Communities Kids and Seniors (NY BRICKS) awards to fund the acquisition, design, construction, major renovation, and equipping of a Community Center, along with other related Capital Costs necessary to effectuate the NY BRICKS Initiative. This grant, if awarded, requires a minimum local match of 20% of the project cost (\$253,000); and

WHEREAS, the City desires to submit a 2025 NY BRICKS grant application to renovate the Hornell Community Arts Center (HCAC); and

WHEREAS, the New York State Department of State has already authorized \$200,000 through the Downtown Revitalization Initiative to be used toward the renovation of the HCAC; and

NOW THEREFORE BE IT RESOLVED, that the Mayor or his designee is hereby authorized to submit an NY BRICKS application for the above grant program for up to \$885,500 (\$1.265 million total estimated project cost) with a 30% local match commitment of \$379,500.

Carried – 9 Ayes

Absent – 1 (Valentine)

HN 25-47 Authorize Mayor – IMA- Village of North Hornell for the Maintenance of Trail Lighting Fixtures on Village

BY: Carbone/Warriner

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Hornell hereby authorizes the Mayor to enter into an Intermunicipal Agreement with the Village of North Hornell for the Maintenance of Trail Lighting Fixtures on Village Property.

Carried – 9 Ayes

Absent – 1 (Valentine)

HN 25-48 Authorize Maintenance Along 36 - NYSDOT Project

BY: Hancock/Brown

**RESOLUTION BY MUNICIPALITY OR POLITICAL SUBDIVISION
TO MAINTAIN HIGHWAYS AND OTHER RELATED PROJECTS,
WHEREIN FEDERAL FUNDS ARE INVOLVED, AND AUTHORIZING
A LOCAL OFFICIAL TO ENTER INTO AN AGREEMENT WITH
NYS DEPARTMENT OF TRANSPORTATION**

AUTHORIZED AGREEMENT BY THE CITY OF HORNELL TO MAINTAIN CERTAIN CITY ROADS, SIDEWALKS, LANDSCAPING, CURB RAMPS, AND MULTI-USE PATH WHICH IS ALONG A PORTION OF THE STATE ROUTE 36 FROM CASS STREET TO WEBBS CROSSING ROAD PHASE 1, PROJECT DESIGNATED AS NEW YORK PROJECT PIN 6096.32.

WHEREAS, the New York State Department of Transportation has submitted to the City of Hornell a proposed agreement by which the City of Hornell is to maintain pavement, shoulders, curbs, drainage system, signs, pavement markings, landscaping, and perform snow and ice removal on 0.012 centerline miles of a Future Connector Road to Shawmut Park Drive (shown as parts numbered 5 and 26 on the Table of Maintenance), Landscaping on 0.19 Miles from Adsit Street to City Line (shown as part numbered 1C on the Table of Maintenance), Sidewalks and Curb Ramps at intersection of State Route 36 and Adsit Street (shown as part numbered 34 on the Table of Maintenance).

WHEREAS, the City of Hornell is to maintain for snow and ice removal (shown as part number 33A on the Table of Maintenance), pavement, railings, signs, landscaping, mowing, site furniture, trash removal (shown as part number 37 on the Table of Maintenance) on 0.19 centerline miles of a Multi-Use Path from Adsit Street to the Hornell City Line and to be designated as a portion of New York Project No. 6096.32 and said proposed agreement also provides for the City of Hornell to request the Department of Transportation, to submit the aforementioned project with the recommendation that it be approved by the Administrator of the United States Federal Highway Administration, and that if such project is approved and constructed by the Department and the Administrator of the United States Federal Highway Administration, the City of Hornell will thereafter at its own cost and expense maintain the previously described portion of this project in a manner satisfactory to the Department of Transportation and the Administrator of the United States Federal Highway Administration, or their authorized representatives, and make ample provision each year for such maintenance.

WHEREAS, the City of Hornell will execute or cause to have executed, an Intermunicipal Agreement with the Village of North Hornell whereby the Village of North Hornell agrees the City of Hornell will maintain the Multi-Use Path for snow and ice removal (shown as part number 33B on the Table of Maintenance), pavement, railings, signs, landscaping, site furniture, and trash removal on the Multi-Use Path (shown as part number 38A on the Table of Maintenance) on 0.99 centerline miles of a Multi-Use Trail from the Hornell City limits to the Town of Hornellsville boundary.

WHEREAS, the City of Hornell will execute or cause to have executed, an Intermunicipal Agreement with the Town of Hornellsville whereby the Town of Hornellsville agrees the City of Hornell will maintain the Multi-Use Path for snow and ice removal (shown as part number 33C on the Table of Maintenance); pavement, railings, signs, landscaping, site furniture, and trash removal on the Multi-Use Path (shown as part number 38B on the Table of Maintenance) on 1.02 centerline miles of a Multi-Use Trail from the Village of North Hornell northern boundary to County Road 66 in the Town of Hornellsville, Steuben County.

THEREFORE, BE IT RESOLVED, that the City of Hornell shall maintain such features and guarantee the maintenance of these features when constructed and will pay the cost of such maintenance and will maintain the project in a manner satisfactory to the New York State Department of

Transportation or its authorized representatives and will make ample provisions each year for such maintenance.

BE IT FURTHER RESOLVED, that the New York State Department of Transportation submit such project to the Administrator of the United States Federal Highway Administration and recommend to him the approval of the same for construction with funds apportioned to the State for construction of Highways and related projects under the provisions of Federal Highway Acts, and

BE IT FURTHER RESOLVED, that this City of Hornell act through its Mayor and Clerk which are hereby authorized to act for this City of Hornell and make and enter into agreement with the State Department of Transportation, in manner and form and substance as herein stated and in accordance with the form of contract herein mentioned as having been submitted to this City of Hornell Common Council for action, and that this Council furnish two certified copies of this resolution authorizing the Mayor and Clerk of this City of Hornell to execute the agreements on behalf of the City of Hornell such Mayor and Clerk being fully authorized and directed to make and enter into agreements on behalf of the City of Hornell in any manner and form required by the Department of Transportation, or the Administrator of the United States Federal Highway Administration and attach the seal of the City thereto.

WHEREAS, the City of Hornell will include a certified copy of the fully executed and approved Inter-Municipal Agreement(s) with the Village of North Hornell and the Town of Hornellsville as a part of this resolution and agreement.

Carried – 9 Ayes

Absent – 1 (Valentine)

CLAIMS:

BY: Sutfin/Warriner

NOW, THEREFORE, BE IT RESOLVED, that claims in the amount of \$404,981.11, as audited by the Audit Committee of the Common Council of the City of Hornell, are approved and authorized paid as audited.

Common Council	\$ 291,513.39
Community Development	\$ 1,220.50
Payrolls	<u>\$ 112,247.22</u>
TOTAL	\$ 404,981.11

Carried – 9 Ayes

Absent – 1 (Valentine)

MISCELLANEOUS:

Mayor Buckley went into detail and explained all the resolutions.

BY: Hancock/Brown

RESOLVED, that there being no further business the Common Council adjourned at 8:15p.m.

Carried – 9 Ayes

Absent – 1 (Valentine)

Respectfully submitted,

Holly Snyder

Holly Snyder

City Clerk