

A regular meeting of the Hornell Common Council was held on Monday, July 10, 2017, at 7 p.m. in Council Chambers at 82 Main St., Hornell, N.Y.

PRESENT: Shawn D. Hogan Mayor; Council members Brown, McKay, McCumiskey, Foreman, Cleveland, Bassage, Buckley and Carbone; City Attorney Joe Pelych and City Clerk Barbara Perrott.

ALSO PRESENT: Jason Jordan from Evening Tribune, Bill Dugan from WLEA.

ABSENT: Council members Ponticello and Lehman

INVOCATION: Minister Marseena Harmonson, Rehoboth Deliverance Ministries

PLEDGE TO THE FLAG: Mayor Shawn D. Hogan

By: Buckley/McCumiskey

RESOLVED, that the minutes of the Common Council of June 19, 2017 be approved as read.

Carried – 8

Absent – 2 (Ponticello/Lehman)

By: Cleveland/McCumiskey

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

REPORTS FILED: City Clerk – 6/2017; General Fund Exp. – 6/2017; Water Fund Exp. – 6/2017; General Fund Rev. – 6/2017; Water Fund Rev. – 6/2017; Humane Society – 6/2017

Carried – 8

Absent – 2 (Ponticello/Lehman)

By: Buckley/Foreman

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

Carried – 8

Absent – 2 (Ponticello/Lehman)

COMMITTEE REPORTS:

AUDIT COMMITTEE

July 7, 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	\$373,793.49
CD	\$ 46,844.65
Payrolls	<u>\$ 92,973.19</u>
TOTAL	\$503,611.33

Respectfully submitted,

John Carbone, Chairman
Audit Committee

Carried – 8
Absent – 2 (Ponticello/Lehman)

RESOLUTIONS:

By: Cleveland/McCumiskey
HN-17-47 – Adopt Title VI Policy

WHEREAS, Title VI of the Civil Rights Act of 1964, as amended, prohibits discrimination on the basis of race, color, and national origin in programs and activities receiving federal financial assistance; and

WHEREAS, the City of Hornell, as a recipient of federal funding for various programs and activities, has committed to compliance with the applicable federal regulations and policies, including Title VI.

BE IT RESOLVED, that the City of Hornell hereby reaffirms its commitment to prohibit discrimination prohibits discrimination on the basis of race, color, and national origin in City programs and activities and adopts the attached policy statement

Carried – 8
Absent – 2 (Ponticello/Lehman)

By: Buckley/Carbone
HN-17-48 – Reappoint Logan FHA/ADA Officer

RESOLVED, that the Common Council does hereby re-appoint Melissa Logan as the Fair Housing Officer/ADA (Americans with Disabilities Act) Coordinator for the City of Hornell for a two-year term to run from July 10, 2017 to July 9, 2019.

Carried – 8

Absent – 2 (Ponticello/Lehman)

By: Buckley/Cleveland

HN-17-49 – Authorize Mayor to Execute Grant Application

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 Wastewater Infrastructure Engineering Planning Grant application to the administrative agency for the Fiscal Year 2017 program, all understandings 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.

Carried – 8

Absent – 2 (Ponticello/Lehman)

By: McCumiskey/Brown

HN-17-50 – SEQR – WPCP Improvements

WHEREAS, the City Council has determined that the proposed engineering planning study for improvements to the Hornell Water Pollution Control Plant is a “Type II Action” as defined under the New York State Environmental Quality Review regulations Sections 617.5(c)(18) and (21).

NOW THEREFORE BE IT RESOLVED, that the Hornell City Council hereby declares that the environmental review process is completed and no further review or action will be required.

Carried – 8

Absent – 2 (Ponticello/Lehman)

By: Carbone/Buckley

HN-17-51 – Engineering Planning Grant – WPCP – Local Share

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 Community Development Block Grant application to the administrative agency for the Fiscal Year 2017 program, all understandings 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.

Carried – 8
Absent – 2 (Ponticello/Lehman)

By: Cleveland/Bassage

HN-17-52 – SEQR – Sanitary Sewer Trunk Line

WHEREAS, the City of Hornell is considering the rehabilitation of the sanitary sewer trunk line on Maple Street (Seneca Street to Church Street) and along Ontario Street (from Pine Street to the west bank of the Canisteo River) in Hornell, to be undertaken as part of the proposed Community Development Block Grant (CDBG) Application (CFA Project No. 72051) to be submitted under the 2017 Consolidated Funding Application cycle; therefore, be it

RESOLVED, that in accordance with the New York State Environmental Quality Review (SEQR) regulations, the Common Council has determined that the proposed action is a Type II action, as defined by OCR. The project qualifies as a Type II action as it involves rehabilitation of existing public facilities in-kind.

FURTHER RESOLVED, the Common Council will take no further action with regard to SEQR for this project as Type II actions are not subject to review under SEQR.

Carried – 8
Absent – 2 (Ponticello/Lehman)

By: Carbone/Brown

HN-17-53 – NEPA – Sanitary Sewer Trunk Line

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 re-line a portion of the sanitary sewer trunk line on Maple Street (from Seneca to Church) and along Ontario Street (from Pine Street to the west bank of the Canisteo River).

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 CFA Project No. 72051.

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 is Categorical Excluded under 24 CFR 58.25(a) as it involves the rehabilitation of existing sewer lines in-kind.

Carried – 8
Absent – 2 (Ponticello/Lehman)

By: Brown/Buckley

HN-17-54 – Authorize Mayor to Execute CDBG Application

WHEREAS, the City Council has authorized the Mayor to file a \$20,000 Wastewater Infrastructure Engineering Planning Grant application on behalf of the City of Hornell for assistance to fund a portion of the cost to evaluate improvements to the Hornell Water Pollution Control Plant; and

WHEREAS, the program requires a local match equal to 20% of the grant request, or \$4,000.

NOW THEREFORE BE IT RESOLVED, that the Hornell City Council hereby commits that it will provide up to \$4,000 in local funds to match the \$20,000 grant funds requested through the Engineering Planning grant.

Carried – 8

Absent – 2 (Ponticello/Lehman)

By: Cleveland/McCumiskey

HN-17-55 – Waive the Agenda

RESOLVED, that the Common Council of the City of Hornell, New York, hereby waives the agenda to consider Resolution HN-17-56, authorizing the Mayor's Planning Office to submit a New York State Main Street application for the Fiscal Year 2017 program.

Carried – 8

Absent – 2 (Ponticello/Lehman)

By: Buckley/Brown

HN-17-56 – NYS Main St. Program Application

RESOLVED, that the Common Council of the City of Hornell, New York, hereby supports the 2017 application for New York State Main Street Program funding in order to assist building and business owners in mixed use areas with renovations, with funding available up to \$100,000 per building not to exceed 75% of the total cost.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor's Planning Office is hereby authorized as the official representative of the City to execute and submit a New York State Main Street application for the Fiscal Year 2017 program, all understandings 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.

Carried – 8

Absent – 2 (Ponticello/Lehman)

Claims:

By: Carbone/Buckley

NOW, THEREFORE, BE IT RESOLVED, that claims in the amount of \$503,611.33, as audited by the Audit Committee of the Common Council of the City of Hornell, be approved and authorized paid as audited.

Common Council	\$373,793.49
CD	\$ 46,844.65
Payrolls	<u>\$ 92,973.19</u>
TOTAL	\$503,611.33

Carried – 8

Absent – 2 (Ponticello/Lehman)

By: Carbone/Buckley

RESOLVED, that the Common Council adjourn to Executive Session at 7:35 pm to discuss a personnel matter.

Carried – 8

Absent – 2 (Ponticello/Lehman)

By: McCumiskey/Carbone

RESOLVED that the Common Council adjourn Executive Session at 7:54 pm and return to regular session.

Carried – 8

Absent – 2 (Ponticello/Lehman)

By: Brown/Carbone

Resolved, that there being no further business the Common Council adjourn at 7:55 p.m.

Carried – 8

Absent – 2 (Ponticello/Lehman)

Shawn D. Hogan
Mayor

Barbara M. Perrott
City Clerk