

A regular meeting of the Hornell Common Council was held on Tuesday, November 20, 2018, at 7 p.m. in Council Chambers at 82 Main St., Hornell, N.Y.

PRESENT: John J. Buckley Mayor; Council members Ponticello, Brown, McKay, Argentieri, Warriner, Cleveland, Lehman, Bassage, Shinebarger and Carbone; City Attorney Joe Pelych, Stenographer Karen Schu and City Clerk Barbara Perrott.

ALSO PRESENT: Eileen Lehman, Jason Jordan from the Evening Tribune, Bill Dugan from WLEA and 3 high school students

ABSENT: None

INVOCATION: Marseena Harmonson from Rehoboth Ministries

PLEDGE TO THE FLAG: Mayor Buckley

By: Lehman/Brown

RESOLVED, that the minutes of the Common Council meeting of October 15, 2018 and November 13, 2018 be approved as read.

Carried – 10

Absent – None

By: Cleveland/Ponticello

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

REPORTS FILED: BPW Minutes – 9/20/18; Fire – 10/2018; DPW – 9/2018; Ambulance – 10/2018; Petro Tank – 10/1/18; Gen. Fund Rev – 10/2018; Sewer Checks – 9/2018; Water Fund Rev. – 10/2018; WTP – 9/2018; Humane Society – 10/2018; WPCP – 9/2018; BPW Minutes – 10/18/18; BPS Minutes – 10/15/18; DPW – 10/2018; Codes – 10/2018; Petro Tank Inspections – 10/2018; Codes Log – 10/2018; Daily Sewer Checks – 10/2018; Police – 10/2018; WTP – 10/2018; WPCP – 10/2018

Carried – 10

Absent – None

By: Brown/Argentieri

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

COMMITTEE REPORTS:

AUDIT COMMITTEE

November 16, 2018

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 Jeff Brown, Jim Bassage, Fred Lehman, Rich Argentieri and Audit Committee Chairman John Carbone.

Bills audited and approved:

Common Council	\$243,290.14
CD	\$151,845.26
Payrolls	<u>\$ 76,879.58</u>
TOTAL	\$472,014.98

Respectfully submitted,

John Carbone, Chairman
Audit Committee

Finance Committee

November 20, 2018

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

Ladies and Gentleman:

The finance committee met in the 2nd floor conference room at City Hall. Committee members present were John Carbone, Steven Shinebarger, Dan Warriner and chair Melissa Ponticello. Also in attendance were Mayor Buckley, Alderman Jeff Brown and Deputy Mayor Jessica Cleveland. The meeting was called to order at 6:35pm

1. The committee reviewed the ratified DPW contract. It is a 5 year contract that was agreed upon by their members and the Mayor. In the contract they will receive 2% for 2018, 2019, 2020, 2021, and in 2022 it calls for a 2.5% raise.
2. A motion by John and second by Dan was made to approve the DPW contract for full council vote. Ayes all.
3. A motion was made to go into executive session to discuss some personnel issues.
4. Chief Smith has given his notice to retire and had discussion surrounding the items that were discussed by the previous mayor. During discussion with the Chief, he and Mayor Buckley talked about granting him a stipend for the update and revision of the fire standard operating procedures. The SOPs have not been updated in a very long time, and is definitely needed.

5. A motion by John and second by Steve was made to ask for the full council to go to executive session to discuss the Chief's and Mayor's proposal.
6. A motion was then made by John and second by Dan to exit executive session.

At 6:58pm a motion by Dan, second by John was made to adjourn.

Respectfully submitted
Melissa Ponticello, Chairwoman

Oct. 30, 2018
To the Honorable John J. Buckley, Mayor
And
Members of the Common Council

Ladies and Gentleman:

The finance committee met in the 2nd floor conference room at City Hall. Committee members present were John Carbone, Steven Shinebarger, Dan Warriner and chair Melissa Ponticello. Also in attendance were Mayor Buckley, and City Chamberlain Michele Smith. The meeting was called to order at 6:05pm

7. The committee reviewed revenues vs. expenditures through Sept 30, 2018 and compared them to the same time period for 2017. We reviewed changes that are both positive and negative on the City's budget.
8. We reviewed the overtime for the City employees in 2018 vs 2017. We discussed that some OT is unavoidable as it deals with public safety. At this time it is down approximately 2.9% from the same period in 2017.
9. A discussion about the sales tax revenue and the agreement that we are approaching the final year of with the county. It has been a positive agreement as it provided a guaranteed minimum amount of revenue from the county. In addition it provided a guaranteed payment that was part of that agreement. We agreed that we need to look at continuing this agreement again.
10. A motion was made to go into executive session to discuss some personnel issues. No action was taken.

At 7:44pm a motion by Dan, second by Steve was made to adjourn.

Respectfully submitted
Melissa Ponticello, Chairwoman

Carried – 10
Absent – None

BY: Argentieri/McKay

RESOLVED, that the Common Council of the City of Hornell hereby waives the agenda so that the Common Council may enter into Executive Session at 7:15 to discuss a personnel issue.

Carried – 10
Absent – None

RESOLUTIONS:

By: Carbone/Cleveland
HN 18-87 – Authorize Mayor to sign HPG Agreement

WHEREAS, the City of Hornell previously adopted and approved a business improvement district to help promote businesses located within the City of Hornell, and

WHEREAS, it is necessary that the City of Hornell enter into a formal agreement with Hornell Partners for Growth, the entity that administers the business improvement district program.

NOW, THEREFORE, it is hereby resolved that:

The Mayor for the City of Hornell is hereby authorized to enter into an agreement with Hornell Partners for Growth. A copy of the agreement is attached hereto and made a part hereof.

Carried – 10
Absent – None

By: Ponticello/Argentieri
HN-18-88 – Ratify DPWA Contract

RESOLVED, that the City of Hornell Common Council hereby approves a five-year contract between the City of Hornell and the Department of Public Works Association, retro to April 1, 2018 and ending March 31, 2022.

Carried – 10
Absent – None

By: Brown/Lehman
HN-18-89 – Adopt Deferred Comp Plan

WHEREAS, the City of Hornell wishes to adopt the Deferred Compensation Plan for Employees of the State of New York and Other Participating Public Jurisdictions (the "Plan") for voluntary participation of all eligible employees, and

WHEREAS, the City of Hornell is a local public employer eligible to adopt the Plan pursuant to Section 5 of the State Finance Law, and

WHEREAS, the City of Hornell has reviewed the Plan established in accordance with Section 457 of the Internal Revenue Code and Section 5 of the State Finance Law of the State of New York, and

WHEREAS, the purpose of the Plan is to encourage employees to make and continue careers with the City of Hornell by providing eligible employees with a convenient and tax-favored method of saving on a regular and long-term basis and thereby provide for their retirement;

NOW, THEREFORE, it is hereby

RESOLVED, that the City of Hornell hereby adopts the Plan for the voluntary participation of all eligible employees, and it is further

RESOLVED, that the appropriate officials of the City of Hornell are hereby authorized to take such actions and enter such agreements as are required or necessary for the adoption, implementation, and maintenance of the Plan, and it is further

RESOLVED, that the Administrative Services Agency is hereby authorized to file copies of these resolutions and other required documents with the President of the State of New York Civil Service Commission.

Carried – 10
Absent – None

By: Warriner/Carbone
HN-18-90 – Budget Adjustments

WHEREAS, a transfer of funds is necessary to reflect budget adjustments,

NOW, THEREFORE BE IT RESOLVED by the Common Council of the City of Hornell, NY that the 2018-2019 City of Hornell budget now reflects the following adjustments:

Unused EFC Loan Proceeds – Phase 4 WPCP

Increase Expenditure:

A9710.6 – Debt Service Bonds – Principal by \$16,351.52

Increase Revenue:

A5031 – Interfund Transfer from Capital by \$16,351.52

MOU with the Village of Canisteo for WPCP

Increase Expenditures:

A8130.1 – WPCP Personal Services by \$8,400.00
A9030.8 – FICA by \$536.00
A9010.8 – Retirement by \$1,074.00

Increase Revenue:
A2389 Misc. Revenue – Other Government by \$10,010.00

Donation from the Bethesda Foundation to purchase a heart monitor

Increase Expenditure:
A3450.2 – Fire Equipment by \$35,000.00

Increase Revenue:
A2705 – Gifts and Donations by \$35,000.00

Carried – 9
Absent – 1 None

Claims:

By: Carbone/Argentieri

NOW, THEREFORE, BE IT RESOLVED, that claims in the amount of \$472,014.98, as audited by the Audit Committee of the Common Council of the City of Hornell, be approved and authorized paid as audited.

Common Council	\$243,290.14
CD	\$151,845.26
Payrolls	<u>\$ 76,879.58</u>
TOTAL	\$472,014.98

Carried – 10
Absent – None

BY: Carbone/Cleveland
HN - 18-91 – Waive the Agenda

RESOLVED, that the Common Council of the City of Hornell hereby waives the agenda so that the Common Council may discuss two additional resolutions.

Carried – 9
Absent – 1 (McKay – excused early)

BY: Warriner/Argentieri
 HN 18-92 – Fire Chief's Stipend

WHEREAS, the City wishes to negotiate a stipend in lieu of the implementation of the S.O.P's of the Hornell Fire Department.

NOW THEREFORE, it is resolved that the mayor for the City of Hornell is hereby authorized to negotiate and execute a stipend for the fire chief, under terms to be negotiated, for the implementation of the S.O.P's of the Hornell Fire Department.

Carried – 9
 Absent - 1 (McKay)

BY: Ponticello/Brown
HN - 18-93 – NYSEG Easement

WHEREAS, the City of Hornell has requested that NYSEG install a new electrical service at the City of Hornell Water Filtration Plant located in the Town of Hornellsville, and

WHEREAS, in order to facilitate said installation, the City of Hornell needs to grant an easement to NYSEG.

NOW THEREFORE, it is hereby resolved that the Mayor for the City of Hornell is hereby authorized to execute the proposed easement, which is attached hereto and made a part hereof as if fully set forth.

Carried – 9
 Absent - 1 (McKay)

By: Carbone/Cleveland

RESOLVED, that there being no further business the Common Council adjourned at 7:46 pm

Carried – 9
 Absent – 1 (McKay)

Respectfully submitted,

Barbara M. Perrott
 City Clerk