

**Town of Hornellsville**

Minutes for Town Board Meeting

August 11, 2015

Time: 7:00 p.m.

Present: Supervisor - Kenneth Isaman  
Deputy Town Clerk - Debbie Hager  
Board Member - Dan Broughton  
Board Member - Ronald Kennell  
Board Member - Robert Mauro

Absent: Board Member – James Giglio

Meeting was called to order at 7:00 p.m. with Supervisor Isaman leading the pledge to the flag.

**Minutes**

Motion made by Kennell and seconded by Mauro to approve minutes of July 14, Town Board Meeting.

Roll Call: Isaman, Broughton, Kennell, Mauro, all ayes. Motion carried.

**Pay Bills**

General Bills #222- #243       \$7,133.33

Highway Bills #145-#162       \$42,529.63

Motion made by Mauro and seconded by Isaman to accept bills as audited.

Roll Call: Isaman, Broughton, Kennell, Mauro, all ayes. Motion carried.

**Town Clerks Report**

Town Clerks report read with fees of \$779.00 for the month of July 2015.

Motion made by Isaman and seconded by Mauro to accept report.

Roll Call: Isaman, Broughton, Kennell, Mauro, all ayes. Motion carried.

**Justice Report**

Justice report read with Justice Plank's fees of \$17,232.50, and Justice Seaman's fees of \$2,029.00 for the month of July 2015.

Motion made by Kennell and seconded by Mauro to accept the Justice report.

Roll Call: Isaman, Broughton, Kennell, Mauro, all ayes. Motion carried.

### **Planning Board Report**

Minutes from the August 4, 2015 Planning Board meeting were read. Motion made by Kennell and seconded by Mauro to accept report.

Roll Call: Isaman, Broughton, Kennell, Mauro, all ayes. Motion carried.

### **Highway Report**

Highway report was read for the month of July. Motion made by Mauro and seconded by Isaman to accept report.

Roll Call: Isaman, Broughton, Kennell, Mauro, all ayes. Motion carried.

### **Supervisor Report**

Jim Griffin spoke on the annexation of territory of the city of Hornell. This final resolution encompasses everything that has already been done. Board members signed the resolution.

Motion made by Mauro and seconded by Kennell to begin phase two with Burgmann Associates.

Roll Call: Isaman, Broughton, Kennell, Mauro, all ayes. Motion carried.

Bob Mauro spoke on the billing system of the Humane Society, so now that is clear.

Supervisor Isaman requested the Code Enforcement Report to include the total amount of permits issued. Motion made by Kennell and seconded by Isaman.

Roll Call: Isaman, Broughton, Kennell, Mauro, all ayes. Motion carried.

A public hearing for Maple Mountain water district is scheduled for September 8, 2015.

### **Adjourn**

Motion made by Mauro and seconded by Isaman to adjourn at 7:30 p.m.

Roll Call: Isaman, Broughton, Kennell, Mauro, all ayes. Motion carried.

Respectfully submitted,

Deborah Hager

Deputy Town Clerk

**TOWN OF HORNELLSVILLE**

**RESOLUTION**

**APPROVING THE PETITION  
OF THE CITY OF HORNELL AND THE CITY OF HORNELL  
INDUSTRIAL DEVELOPMENT AGENCY  
FOR THE ANNEXATION OF TERRITORY  
TO THE CITY OF HORNELL, STEUBEN COUNTY, NEW YORK.**

WHEREAS, a petition dated May 18, 2015, has been presented to the Town Board of the Town of Hornellsville ("Town") by the City of Hornell ("City") and the City of Hornell Industrial Development Agency ("CHIDA"), for the annexation to the City of approximately 269.29 acres of territory situated in the Town, identified by tax parcel numbers set forth in Exhibit A attached hereto (the "Petition"), and which territory is more particularly described in said Petition; and

WHEREAS, pursuant to Sections 704 and 705 of the General Municipal Law, a joint public hearing with the City and the Town was held on June 29, 2015, whereby the City and Town heard testimony and received comments concerning the Petition; and

WHEREAS, this Town has found that the Petition complies substantially in form and content with the provisions of Section 703 of the General Municipal Law; and

WHEREAS, this Town has determined that it is in the overall public interest to approve the proposed annexation.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Hornellsville, Steuben County, New York, as follows:

Section 1. The Petition of the City and CHIDA dated May 18, 2015, for annexation to the City of the territory described in said Petition substantially complies in form and content with the provisions of Section 703 of the General Municipal Law.

Section 2. It is in the overall public interest to approve the proposed annexation, for reasons including, but not limited to: a) the proposed annexation will facilitate the commercial development of the territory described in the Petition; b) the proposed annexation will allow for access to enhanced municipal services within the City; c) the proposed annexation will provide the requisite unity of purpose and facilities; d) the premises to be annexed is undeveloped land with no inhabitants; e) there are no delinquent taxes or assumption of debt or current liabilities attached to the real estate proposed to be annexed; and f) if and when the property is developed, the overall public interest of the City, the Town and the citizens of both municipalities will benefit as a result.

Section 3. The Petition for annexation to the City of approximately 269.29 acres of territory situated in the Town of Hornellsville, identified by tax parcels set forth in **Exhibit A**, and which territory is more particularly described in said Petition, is hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

	<u>Yea</u>	<u>Nea</u>	<u>Absent</u>	<u>Abstain</u>
James Giglio	[ ]	[ ]	[ ]	[ ]
Ronald Kennell	[ X ]	[ ]	[ ]	[ ]
Dan Broughton	[ X ]	[ ]	[ ]	[ ]
Robert Mauro	[ X ]	[ ]	[ ]	[ ]

The Resolution was thereupon declared duly adopted.

Additionally, a motion was made to adopt and sign the order attached hereto as **Exhibit B**.

**EXHIBIT A**

**Parcel List**

<b><u>TAX MAP #</u></b>	<b><u>ACRES</u></b>	<b><u>OWNER</u></b>	<b><u>ASSESSED VALUE</u></b>
136.00-01-064.000	10.30	CHIDA	\$ 254,900.00
122.00-01-024.100	27.50	CHIDA	\$ 105,300.00
121.00-01-056.000	1.00	CHIDA	\$ 400.00
122.00-01-038.120	0.68	HUM SOC	\$ 279,100.00
108.00-01-014.210	46.35	CITY	\$ 250,000.00
107.00-01-024.200	35.10	CITY	\$ 197,800.00
122.00-01-038.111	95.75	CITY	\$ 1,539,900.00
122.00-01-038.300	0.91	CITY	\$ 500.00
122.00-01-027.111	50.30	CHIDA	\$ 260,000.00
121.00-01-025.000 p/o	1.4	CHIDA	\$ 10,900.00
<b>TOTAL ACRES</b>	<b>269.29</b>		

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In the Matter of the Annexation of Territory  
The Town of Hornellsville, Steuben County, New York

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ORDER

WHEREAS, a Resolution has been approved by the Town Board of the Town of Hornellsville for the annexation from the Town of Hornellsville (the "Town") into the City of Hornell (the "City") of approximately 269.29+/- acres of land which territory is more particularly described in Exhibit A attached to said Resolution (the "Annexation"); and

WHEREAS, this Town Board has determined that it is in the overall public interest to approve the proposed Annexation.

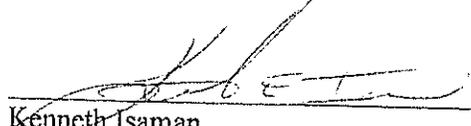
NOW, THEREFORE, IT IS HEREBY ORDERED by the Town Board of the Town of Hornellsville, Steuben County, New York, as follows:

Section 1. It is in the overall public interest to approve the proposed Annexation, for reasons including, but not limited to: a) Annexation will facilitate the commercial development of the territory described in Exhibit A attached to said Resolution; b) the Annexation will allow for access to enhanced municipal services within the City; and c) the Annexation will provide the requisite unity of purpose and facilities.

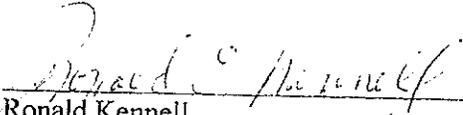
Section 2. The Annexation to the City of approximately 269.29+/-acres of territory situated in the Town, which territory is more particularly described in Exhibit A attached to said Resolution, is hereby approved.

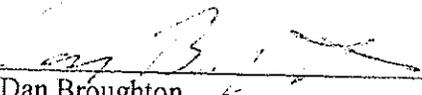
Section 3. This Order shall take effect immediately.

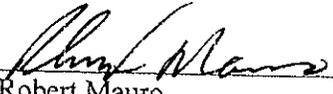
Dated: 8/11/15, 2015

  
Kenneth Isaman

James Giglio

  
Ronald Kennell

  
Dan Broughton

  
Robert Mauro