

**RE-ORGANIZATIONAL MEETING
OF THE TOWN OF HORNELLSVILLE**

JANUARY 10, 2017

7:00 P.M.

APPOINTMENTS FOR 2017

Health Officer	Dr. Bruce MacKeller
Deputy Supervisor	Dan Broughton
Attorney for the Town	Patrick McAllister
Deputy Highway Superintendent	Dale Olin
Registrar of Vital Statistics	Sheryl Isaman
Code Enforcement Officer	Shawn Grasby
Highway Commissioner/Sewer Districts	Ronald Kennell
Buildings/Insurance Commissioner	Dan Broughton
Public Safety-Fire Department Reports	Robert Mauro
Justice Commissioner	Dan Broughton
Economic Development/Business Relations	James Giglio
Public Health/Notices of Clinics	James Giglio

SALARY FOR BUDGET YEAR 2017

Highway Employees Salary

Michael Bracken, MEO	\$25.55 per hour
Dan McMahon, MEO	\$23.80 per hour
Dale Olin, MEO Deputy Highway Superintendent	\$23.45 per hour
Steve Jefferds, MEO	\$19.10 per hour

Name Banks as depositories of Town Funds:

Steuben Trust
Five Star Bank

Name Official Newspaper: Evening Tribune

Set Mileage: \$.45 cents per mile

Authorize Deputy Supervisor Dan Broughton to sign checks in absence of Supervisor Ken Isaman.

Set meeting date – Second Tuesday of month with prevailing time of 7:00 p.m.

Authorize Town Officials to attend schools, conferences with expenses (overnight rooms, meals), mileage paid by Town with prior Board approval.

Authorize Highway Superintendent to spend up to \$5000.00 without prior Board approval.

Town Board will accept Annual Report to Audit and Control as Supervisor's Annual Report.\

Town of Hornellsville
Re-Organizational Meeting
Regular Meeting
January 10, 2017
7:00 P.M.

Present: Supervisor Kenneth Isaman
Town Clerk Sheryl Isaman
Board Member Ronald Kennell
Board Member James Giglio
Board Member Robert Mauro

Absent: Board Member Dan Broughton

Meeting came to order at 7:00 p.m. with a Public Hearing on Local Law #1-2017 Amending Zoning to include "hospitals and medical services" as Used Permitted with a Special Use Permit in a B-2, General Business District. Town Clerk Sheryl Isaman read Local Law to board and public.

Motion made by Kennell and seconded by Mauro to closed Public Hearing at 7:05 p.m.

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

Re-Organizational Meeting opened at 7:05 p.m. with Supervisor Isaman reading all the Appointments for 2017 (included) and naming Dan Broughton as Deputy Supervisor for year 2017, replacing Deputy Ronald Kennell.

Also salaries for the Highway Employees read and Dale Olin, Deputy Highway Superintendent.

Supervisor also names banks as depositories of town funds, official newspaper, mileage, set prevailing time and date for monthly meeting, authorizing Highway Supt to spend up to \$5,000.00 without prior board approval. And accepting Annual Report to Audit and Control.

All above included in these minutes.

Motion made by Giglio and seconded by Mauro to adopt all of the above Re-Organizational appointments and functions.

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

Motion made by Kennell and seconded by Giglio to adjourn Re-Organizational Meeting and go into Regular Town Board Meeting.

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

MINUTES

Motion made by Mauro and seconded by Kennell to accept minutes of December 12, 2016.

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

TOWN CLERK'S REPORT – SHERYL ISAMAN, TOWN CLERK

Town Clerk's Report read by TC Sheryl Isaman with fees for the month of December in the amount of \$54.00.

Motion made by Kennell and seconded by Giglio to accept TC report.

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

JUSTICE REPORTS

Justice Reports read with Justice Scavo with fees of \$5639.00 and Justice Buisch with fees of \$5507.00 for the month of December 2016. Also, Justice Scavo told board that the Court has received approval of a JCap Grant for \$30,000.00 for Court building updates and security. Also, gave a letter from both Justices that their books are open for audit in January.

Motion made by Isaman and seconded by Kennell to accept reports.

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

CODES REPORT – SHAWN GRASBY, CODE ENFORCEMENT OFFICER

Codes Report read by Shawn Grasby with activities for the month of December by Codes Office.

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

HIGHWAY REPORT – JASON EMO, HIGHWAY SUPERINTENDENT

Highway Report read by Board Member Kennell with activities of the highway department employees for the month of December.

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

Roll Call: Isaman, Kennell, Mauro, Giglio, all ayes. Carried.

FIRE DEPARTMENT REPORT – MIKE ROBBINS, NORTH HORNELL

Mike Robbins read report of the activities of the North Hornell Fire Company and also told board and public that they had need of funds for pagers for each fire member with the County changing the fire radio system from low band to high band. Fire Company is looking for donations and money possibility from municipalities to get these pagers for each fire member. Board to look into where money might be able to come from to help them.

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

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

SUPERVISOR REPORT – KEN ISAMAN (Financial Report attached)

Supervisor Isaman said he has been working diligently with hospital project people, Planning Board and Zoning Board.

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

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

RESOLUTION FOR SETTING UP GENERAL RESERVE FUND

RESOLVED, that pursuant to Section 55 of the Town Law, as amended, this Town Board of Hornellsville does hereby establish a Reserve Fund to finance the cost of a revaluation of the town's real property.

It is the intent of this board to accumulate part of the cost of the revaluation of which the maximum cost is estimated to be \$60,000.

The Supervisor is authorized to invest, from time to time, the moneys of this fund pursuant to Section 11 of the General Municipal Law.

No expenditure shall be made except upon authorization of this board.

FURTHER BE IT RESOLVED, THAT THIS RESOLUTION IS SUBJECT TO A PERMISSIVE REFERENDUM AS PROVIDED BY LAW.

Motion made by: Ronald Kennell

Seconded by: Robert Mauro

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

Dated: January 10, 2017

EXECUTIVE SESSION:

Motion made by Kennell and seconded by Giglio to go into Executive Session at 7:40 p.m. pursuant to Public Officers' Law, Article 7& 105.1 The medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation.

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

Motion made by Kennell and seconded by Isaman to come out of Executive Session at 8:10 p.m.

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

PUBLIC

Resident spoke regarding the tax increase in the 2017 Budget. Board told resident of the always increase in costs of insurances and retirement benefits.

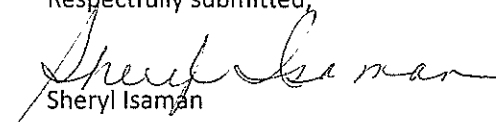
Supervisor Isaman told Clerk to advertise for Public Hearing for Local Law #2-2017 on February 14, 2017 amending Local Law #1-1987 for Flood Damage Prevention of the Town's Zoning Law at 7:00 p.m. at the Arkport Town hall.

ADJOURN

Motion made by Isaman and seconded by Kennell to adjourn meeting at 8:15 p.m.

Roll Call: Isaman, Kennell, Giglio, Mauro, all ayes. Carried.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sheryl Isaman", written in a cursive style.

Sheryl Isaman

Town Clerk

January 17, 2017

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one.)

of Hornellsville

Local Law No. 1 of the year 2017

A local law amending Article 700, Section 705.3 to include "hospitals and medical services" as Uses
(Insert Title)
Permitted with a Special Use Permit in a B-2, General Business District.

Be it enacted by the Hornellsville Town Board of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Hornellsville

as follows:

See Attached

(If additional space is needed, attach pages the same size as this sheet, and number each.)

1. Article 700. Section 705.3 is amended to include "hospitals and medical services" as uses Permitted with a Special Use Permit in a B-2, General Business District.
2. Section 201.0 of the Local Law Number 1 of 2013 is amended to add the following definitions:

HOSPITAL: Any institution or place established for the maintenance, observation, medical and dental care and supervision and skilled nursing care of persons afflicted with or suffering from sickness, disease or injury or for the convalescent or chronically ill persons. Unless otherwise specified, includes sanitariums, sanatoriums, preventoriums, clinics, rest homes, nursing homes and convalescent homes.

MEDICAL SERVICES: Provision of routine and urgent medical care in a non-hospital or hospital setting.

3. This local law shall take effect upon filing with the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2017 of the ~~(County)(City)~~(Town)(Village) of Hornellsville was duly passed by the Hornellsville Town Board on Jan 10, 2017, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

Sheryl Isaman Town Clerk
Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body Sheryl Isaman

Date: January 10, 2017

(Seal)

TOWN OF HORNELLSVILLE

P.O. BOX 1, 4 PARK AVE.
ARKPORT, NEW YORK 14807
607-295-7768
FAX# 607-295-8015

Kenneth Isaman, Supervisor
James Giglio, Board Member
Ronald Kennell, Board Member
Dan Broughton, Board Member
Robert Mauro, Board Member
Sharon Ames, Tax Collector

Sheryl Isaman, Town Clerk
Jason Emo, Hwy. Supt.
Richard Scavo, Justice
Eric Buisch, Justice
Katherine Deal, Assessor

January 17, 2017

Servico
P.O. Box 871
Albany, New York 12201

Attention: Linda Burton

Dear Linda:

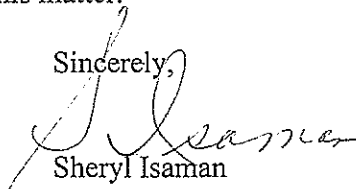
Please find enclosed herewith:

1. Check to Servico, Inc. for \$40.00.
2. Two photocopies of Local Law No. 1-2017.

Kindly file ASAP with the Department of State and return a "filed" copy with filing receipt to our office at the above address.

Thank you for your attention to this matter.

Sincerely,



Sheryl Isaman
Town Clerk
Town of Hornellsville

SI
Encl.

STATE OF NEW YORK }
STEUBEN COUNTY } SS.

AFFIDAVIT

Beth Ann Hults being duly sworn, disposes and says that she resides in the County of Steuben, and State of New York, that she is the signor and authorized designee of the publisher of The Evening Tribune, a public newspaper, published and printed daily in the City of Hornell by GateHouse Media, Inc., and that a notice of which the annexed is a printed copy, was published in said newspaper The Evening Tribune, said publication therein being on the following dates:

12/29, 12/30/16
Beth Ann Hults

Subscribed and sworn to before me this 11th

day of January, 20 17

Melissa M VanSkiver

Notary Public

Melissa M. VanSkiver
Notary Public, State of New York
Steuben County, No. 01VA6164665
Commission Expires, April 30, 20 19

December 28, 2016

PUBLIC HEARING

The Town of Hornellsville Town Board will hold a Public Hearing on January 10, 2017 at 7:00 p.m. at the Town Hall in Arkport, New York, for Local Law #1-2017 Amending the Town of Hornellsville Zoning Law, Article 700 Section 705.3 to include "hospitals and medical services" as Uses Permitted with a Special Use Permit in a B-2, General Business District.

By Order of the Town Board
Sheryl Isaman, Town Clerk