

Town Board Regular Meeting  
Town of Hornellsville  
Town Hall - 4 Park Ave, Arkport  
Tuesday, July 11, 2023 7:00 PM

Present: Dan Broughton, Supervisor  
James Giglio, Councilman  
Robert Mauro, Councilman  
David Oakes, Councilman  
Trisha Yanni, Councilman  
Recording Secretary: Jessica LaFrance, Town Clerk  
Others Present: Jason Emo, Highway Superintendent  
Shannon Smith, Deputy Town Clerk  
Debra Castle-Harvey, Bookkeeper – arrived 7:05

CALL TO ORDER

The Meeting was called to order at 7:00 p.m. by Dan Broughton, Supervisor with the pledge of allegiance.

MINUTES

Motion was made by Mauro, seconded by Oakes to accept the Regular Minutes of June 13, 2023 as submitted by the Town Clerk.

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

AUDIT OF CLAIMS

Motion was made by Giglio, seconded by Yanni that bills contained on Abstract #7 have been reviewed by the Town Board and are authorized for payment in the amount of \$275,746.50.

General Fund A - \$12,147.20  
General Fund B - \$188.64  
Highway Fund DA - \$64,430.71  
Highway Fund DB - \$198,909.40

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

TOWN CLERK REPORT

Motion was made by Oakes, seconded by Mauro to accept report with total disbursements by the Clerk for the month of June in the amount of \$1,791.00.

Paid to the Supervisor for General Fund - \$587.35  
Paid to the Supervisor for Part Town Fund - \$877.00  
Paid to NYS DEC for Decals - \$245.65  
Paid to NYS Animal Population Control Fund - \$81.00

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

JUSTICE REPORT

Motion was made by Giglio, seconded by Mauro to accept reports read by Yanni. For May 2023, Justice Scavo collected \$3,815.00 and Justice Werner collected \$924.00 with distribution to the Town being \$796.00. For June 2023, Justice Scavo collected \$3,835.00 and Justice Werner collected \$287.50 with distribution to the Town being \$1,143.00.

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

#### CODE ENFORCEMENT REPORT

Motion was made by Yanni, seconded by Oakes to accept report read by Mauro with the activities and mileage (288 mi) for the month of June, 2023 by the Codes Officer.

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

#### HIGHWAY REPORT

Motion was made by Mauro, seconded by Yanni to accept report read by Oakes with activities from the Highway Department for the month of June.

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

#### PUBLIC SAFETY/FIRE DEPT

Motion was made by Yanni, seconded by Giglio to accept the report dated July 10, 2023 as provided by North Hornell Fire Chief Mike Robbins.

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

#### BOOKKEEPERS REPORT

Motion was made by Oakes, seconded by Mauro to accept the report dated July 11, 2023 as provided by Debra Castle-Harvey.

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

#### SUPERVISOR REPORT

Motion was made by Giglio, seconded by Mauro to accept report read by Broughton. Supervisors report submitted stated that the balance as of 5/31/2023 was \$2,481,616.20. The town had an increase of \$157,007.27 and a decrease of \$149,014.79 leaving a balance as of 06/30/2023 of \$2,489,608.68.

Roll Call: Giglio, Mauro, Oakes, and Yanni; all ayes. Carried.

#### RESOLUTIONS

##### **RESOLUTION 8-2023**

##### **A RESOLUTION URGING NEW YORK STATE LEGISLATURE AND GOVERNOR KATHY HOCHEL TO DRAFT AND ENACT LEGISLATION REGARDING A VOTER'S IDENTIFICATION PROCESS**

Whereas this country was founded on the principles of democracy and our forefathers fought for our right to elect our representation; and

Whereas the majority of the states in the U.S. require a voter's identification to increase the public's confidence and ensure a fair election process; and

Whereas the Board of Elections may not get notification of a voter registering in another location or of a death of a registered voter; and

Whereas in an economy where the Board of Elections may not have sufficient funding or staffing to purge voter rolls of individuals who no longer live in each election district or county, as required; and

Whereas in a day and age where the ability to work does not necessarily need to be where you live, this allows for more individuals to be transient in nature and the addition of voter's identification will assist in keeping all voter rolls current; and

Whereas in the State of New York the requirement is to compare the signature on file, this does not necessarily help maintain current voter registration, as name and address changes are not necessarily communicated in the current process, also this would assist in the purging of the roles of individuals who are no longer active voters in that county; now, therefore,

The Town Board hereby requests the New York State Legislature and Governor Kathy Hochul to draft and enact legislation to allow for a voter's identification process to assist with maintaining voter's registration rolls; and be it

*Resolved*, the Town Clerk is hereby directed to forward certified copies of this resolution to Governor Hochel, Andrea Stewart-Cousins, President Pro Tempore and Majority Leader, Carl E. Heastie, Speaker of the Assembly and the Hornellsville Delegation to the New York State Legislature: Assemblyman Philip A. Palmesano and Senator Thomas F. O'Mara.

Motion Made by: James Giglio

Motion Seconded by: Robert Mauro

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

#### OTHER BUSINESS

Court Clerk Madeleine Seaman requested permission to attend the 2023 NYSAMCC Annual Conference at a cost of \$995.00. Castle-Harvey and Broughton will cut a check. Motion was made by Yanni, seconded by Oakes.

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

The Board discussed vacancies on several of our boards. LaFrance will provide the Board with the list of current terms of office and appointments. No action was taken.

There was discussion regarding residents that are in a water/sewer district, but are unable to take advantage of the service. LaFrance will draft a resolution for the next meeting. No action was taken.

The Town is still in need of an attorney. Yanni will reach out to Pulos for representation as Rosell is currently representing the City of Hornell. No action was taken.

Broughton requested a copy of the contract with the City regarding the outparcel agreement on the Walmart Plaza. LaFrance will provide. No action was taken.

Oakes conveyed that there is approximately an 8' x 118' area of unknown owner at the southern end of the Town property at 4 Park Ave that can be seen on the May 8, 2023 survey provided by Stephen Hubertus. Hubertus recommended a boundary line agreement between the Town, Village of Arkport and CBNA. The Village requests an easement for the Fire Department in exchange. Hubertus would draft. Motion was made by Mauro, seconded by Giglio to continue negotiation.

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

LaFrance requested permission to contact Ed Flaitz to have our virus protection software renewed. Motion was made by Yanni, seconded by Mauro.

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

ADJOURNMENT

With no further business, on a motion made by Yanni, seconded by Oakes, the meeting was adjourned at 7:56 p.m.

Roll Call: Broughton, Giglio, Mauro, Oakes and Yanni; all ayes. Carried.

Respectfully Submitted,

Jessica LaFrance  
Town Clerk  
August 1, 2023