

10/31/22 T.B.

The regular monthly meeting of the Town Board of the Town of Horseheads held on the October 26, 2022, 8:30 A.M. at the Town Hall, 150 Wygant Road, Horseheads, New York, reconvened on October 31, 2022 at 4:00 P.M.

Members Present: Donald J. Fischer, Supervisor, Carl R. Lewis, Sr., Gary H. Riopko, Stephen E. Wilber and Donald Zeigler

Members Absent:

Others Present:

Supervisor Fischer called the meeting to order at 4:00 P.M.

At this portion of the meeting, Supervisor Fischer began the discussion regarding the demolition contract for 3085 Butler Avenue. Much discussion took place regarding the quotes received from the LCP Group and Vanderhoff Construction.

Resolution #127 of 2022

**RESOLUTION ORDERING REMOVAL OF STRUCTURES LOCATED AT
3085 BUTLER AVENUE**

Resolution by Mr. Wilber, seconded by Mr. Lewis

WHEREAS, pursuant to the Unsafe Buildings Local Law of the Town of Horseheads, the Code Enforcement Office of the Town of Horseheads met with the Town Board on August 24, 2022, to discuss their findings and recommendations regarding certain structures situate on premises known as 3085 Butler Avenue, Town of Horseheads, Chemung County, NY designated by Tax Map No. 69.14-3-6, and

WHEREAS, by way of Resolution #110 of 2022, the Town Board of the Town of Horseheads accepted the report of the Code Enforcement Office and determined that said structures were unsafe and required securing and removal and directed notice to be sent William Hill, the Administrator of the Estate of Beverly Hill, and

WHEREAS, the Notice to Landowner to Remedy was prepared by the Town Clerk and mailed to William Hill, Administrator of the Estate of Beverly Hill on August 31, 2022, the Affirmation of Mailing is on file, and

WHEREAS, the Notice to Landowner to Remedy was also filed "Lis Pendens" with the Chemung County Clerk's office on August 31, 2022, and

WHEREAS, the Notice to Landowner to Remedy, dated August 31, 2022, was posted on said structures and Affidavit of Posting, Posting of Notice is on file, and

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WHEREAS, the Notice to Landowner to Remedy was personally delivered to William Hill, Administrator of the Estate of Beverly Hill, on September 1, 2022, and the Affidavit of Service is on file, and

WHEREAS, a time stamped copy of the Notice to Landowner to Remedy was received on September 14, 2022 from the Chemung County Clerk's office and placed on file, and

WHEREAS, a Public Hearing was held on September 14, 2022 at the Town of Horseheads Board meeting, duly advertised the same in the Elmira Star Gazette on September 2, 2022, and

WHEREAS, all parties appearing were heard and no representative having interest in the Estate of Beverly Hill appeared, and

WHEREAS, by way of Resolution #113 of 2022, the Town Board ratified Resolution #110 of 2022, approving the removal of the structures located at 3085 Butler Avenue and authorized the Town Supervisor to sign a contract with Jellison Pest Control for the extermination of cockroaches, and

WHEREAS, the Code Enforcement Office following the Town of Horseheads Procurement Policy received demolition estimates, and presented the same to the Town Board, and

WHEREAS, on October 26, 2022, the Town Board of Horseheads held a meeting and began discussion with regards to Demolition Quotes received, and

WHEREAS, this meeting was adjourned to the call of the Supervisor, and

WHEREAS, on October 31, 2022, at 4:00 P.M., the Town Board of Horseheads held a meeting to review final quotes, and

WHEREAS, the Town Board duly considered the same,

NOW, THEREFORE BE IT RESOLVED, that upon the receipt of the final written quotes the supervisor is hereby authorized to accept the lowest quote, and authorizes the Town Supervisor to execute a contract with the lowest quote for the removal of structures and cleanup of premises located at 3035 Butler Avenue, Town of Horseheads, Chemung County, New York, and be it further,

RESOLVED, pursuant to Unsafe Buildings Local Law the Town Board of the Town of Horseheads hereby directs that all costs and expenses incurred by the Town in securing and repairing or demolishing and removing the building which have been paid by the Town at the direction of the Town Board shall be assessed against the land on which such building is located and shall be levied and collected in the same manner as provided in Article 15 of the Town Law for the levy and collection of special ad valorem tax, and be it further,

Ayes: Lewis, Riopko, Wilber, Zeigler and Fischer. Nays: None.

A discussion was held regarding the 2023 Preliminary Budget.

As there was no further business to come before the Board, a motion was made by Mr. Wilber, and seconded by Mr. Zeigler to adjourn at 4:16 P.M.

Ayes: Lewis, Wilber, Zeigler and Fischer. Nays: None.

Respectfully Submitted,

Nancy C. Rohde, Town Clerk