

**Regular Board Meeting of the Village of Solvay Board of Trustees  
Tuesday, February 21, 2017**

**OFFICE OF THE CLERK  
GAIL M TAROLLI**

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**Today, Tuesday, February 21, 2017 the REGULAR BOARD MEETING of the SOLVAY VILLAGE BOARD OF TRUSTEES was called to order by Mayor Ronald Benedetti at the Town of Geddes Court Room, 1000 Woods Road, Solvay, NY 13209 at 6:00 p.m.**

<b>PLEDGE TO THE FLAG</b>	<b>John Cregg</b>		
<b>ATTENDANCE ROLL CALL:</b>	<b>Trustees</b>	<b>William McVicker</b>	<b>Present</b>
		<b>Daniel Bellotti</b>	<b>Excused/Arrived late</b>
		<b>John Fall Sr</b>	<b>Present</b>
		<b>Derek Baichi</b>	<b>Present</b>
		<b>John Cregg</b>	<b>Present</b>
	<b>Deputy Mayor</b>	<b>Thomas Tarolli</b>	<b>Present</b>
	<b>Mayor</b>	<b>Ronald Benedetti</b>	<b>Present</b>

**CORRESPONDENCE:** John Fall Sr proudly announced that Solvay Fire Department has the best response time in Onondaga County.

**PUBLIC HEARINGS: Village Residency Requirements**  
 John Fall Sr opened the Derek Baichi seconded to open the Public Hearing. The Mayor explained the residency law for several positions in the village. It is hard to find employees who live in the village with the proper qualifications to fill positions. Discussions took place. Thomas Tarolli motioned and Derek Baichi seconded to close the Public Hearing.

**COMMITTEE REPORTS:**

- Administrative Mayor Ronald Benedetti – none at this time**
- Legal Nicholas Cortese, covering for Kevin Gilligan- none at this time**
- Treasurer Cheryl Visconti, Acting Treasurer** reported some small budget changes. There will be a transition to NYMPA as Electric Regulatory Agency. Cheryl will be starting the budget process and welcomes budget drafts from department heads.
- Police Allen Wood, Police Chief** -reported 792 service calls for January 2017. The department had 19 follow-ups, 5 felonies, 38 misdemeanors, 143 Vehicle and Traffic, 3 DWI, 0 juvenile, 197 parking tickets, 7 accidents and 0 stolen vehicles. The Mayor praised the Police Department for their quick response to the Solvay Bank robbery.
- Electric Joe Hawksby, Electric Superintendent** reported the department removed snow of the on for the last few weeks. Cogswell Ave, m Bonnie Drive and Gertrude Ave have new poles and transfers. Joe Hawksby met with Industrials account to explain rec’s and zec’s and visited with the customers.
- DPW/Highway Mark Cazzolli, Highway Superintendent** reported the department is looking forward to the upcoming months where they can start a few projects that consist of repairing of the retaining wall at the pool, the foundation for the addition of the mechanics garage and the ongoing removal of old sidewalk. Also rebuilding the two main points for the pool as one of the bases on Pump #1 had broken welds and twists mounts. Also in the process of building twenty new picnic tables for shelters A, B, and C. Sewer calls have been moderate with only one dig. Lastly, Mark thanked the Joe Hawksby and John Kurtz for changing out the lights in the garage to LED lights at no cost to the village.
- Library Dan Golden, Library Director** thanked the Friends for the success of the Book Swap and Ice Cream Social on Tuesday February 21. A total 35 children participated.  
 These are upcoming program for March:
  - Banking Services for Small Businesses. Tuesday, March 14, 6pm
  - Fundamentals of Public Speaking: How to Face the Crowd. Sunday, March 19, 2pm
  - Luncheon and Networking Mixer for Small Business. Thursday, March 30, 12pm-2pm
 During the summer, alongside the Summer Reading Program, the Library will also offer a series of programs celebrating the diversity of Solvay and the Town of Geddes.  
 As always, the Library welcomes suggestions from the public.
- Codes Trustee Tarolli** reported Code Officer Albrigo is making progress in the village with trash pickups, building permits, inspections and problems with landlords who want to increase their property from a two family to a larger number. Next meeting will be Monday, March 13, 2017 at 5:30 p.m. at the Village Hall.

**Stormwater** Mayor **Benedetti** reported that OCWA will be relining the sewers from Cogswell Ave to the west end of the village with grant money and no cost to the village.

**RESOLUTIONS:**

1. Authorization from the Board of Trustees to approve the minutes from the January 24, 2017 Regular Board Meeting and the Reading of the Minutes be herewith dispensed.  
**MOTION: John Fall Sr**  
**SECOND: Derek Baichi**  
**AYES: 6 NAYES: 0 MOTION CARRIED**
  
2. Authorization from the Board of Trustees to pay C&S Engineers \$7,875.00 for services rendered from 01/01/17 to 01/31/17. (Total cost to the Village is: \$1810.00)  
 Below are the specific projects that will be reimbursed through a Grant or the County.  
 Invoice No. 0163683 – Project No. 114.213.001 – I/I Reduction Grant  
 Invoice No. 0163685 – Project No. 114.217.001 – USDARD Funding Application – Montrose Avenue Revitalization I/I Reduction  
 Invoice No. 016686 – Project No. 114.219.001 – NYSDOT 2016 TAP Grant  
 Invoice No. 016687 – Project No. 114.220.001 – Upper Gertrude Park Bathrooms SAM Grant  
**MOTION: Derek Baichi**  
**SECOND: Thomas Tarolli**  
**AYES: 6 NAYES: 0 MOTION CARRIED**
  
3. Authorization from the Board of Trustees to pay Costello, Cooney & Fearon, PLLC \$8594.00 for services rendered for the month of January 2017. (\$7000 paid by the General fund and \$459 police labor) (\$916.25 paid by Electric and \$218.75 reimbursed by Sammarco)  
**MOTION: John Cregg**  
**SECOND: John Fall Sr**  
**AYES: 6 NAYES: 0 MOTION CARRIED**
  
4. Authorization from the Board of Trustees to approve the Budget Modifications:

**Village of Solvay General Fund  
 Schedule of Proposed Budget Modifications  
 For Approval at the February 2017 Regular Board Meeting**

Account	Title	(as modified) Current Budget	Proposed Budget Mod	Newly Modified Budget Amount
<b>Revenues</b>				
-				
415200 A	Police Fees	980	100	1,080
425300 A	Game Licenses	0	700	700
430050 A	State Aid - Mortgage Tax	30,000	7,885	37,885
	<b>Total</b>	<b>30,000</b>	<b>8,685</b>	<b>39,665</b>
<b>Expenses</b>				
519504 A	Taxes on Village Property	4,500	1,335	5,835
581204 A	Sanitary Sewer-Other	77,900	(6,710)	71,190
581404 A	Storm Sewer-Other	7,809	6,710	14,519
590108 A	Employee Retirement	152,000	(6,250)	145,750
590158 A	Police Retirement	200,000	10,600	210,600
590408 A	Workers Compensation	125,000	3,000	128,000
	<b>Total</b>	<b>567,209</b>	<b>8,685</b>	<b>575,894</b>

**Village of Solvay Library Fund  
 Schedule of Proposed Budget Modifications  
 For Approval at the February 2017 Regular Board Meeting**

Account	Title	(as modified) Current Budget	Proposed Budget Mod	Newly Modified Budget Amount
<b>Revenues</b>				
427050 L	Gifts & Donations	6,400	250	6,650
438400 L	State Aid - Library	1,850	1,800	3,650
	<b>Total</b>	<b>8,250</b>	<b>2,050</b>	<b>10,300</b>

<b>Expenses</b>				
574101 L	Personal Service	219,200	(1,300)	217,900
590108 L	NYS Retirement	13,000	3,350	16,350
	<b>Total</b>	<b>232,200</b>	<b>2,050</b>	<b>234,250</b>

**MOTION: Derek Baichi**  
**SECOND: John Fall Sr**  
**AYES: 6 NAYES: 0 MOTION CARRIED**

5. The following resolution was offered by **Trustee John Fall Sr** who moved its adoption, seconded by **Trustee Thomas Tarolli**, to wit:

**WHEREAS**, pursuant to the provisions of the Municipal Home Rule Law, proposed Local Law No. A-2017, to amend the Code of the Village of Solvay and supersede various provisions of the New York Village Law and the New York Public Officers Law to Address Village Residency Requirements for Certain Village Officers, said Local Law was presented and introduced at a Regular Meeting of the Village Board of Trustees of the Village of Solvay held on January 24, 2017; and

**WHEREAS**, a public hearing was held on such proposed local law on this 21st day of February, 2017 by the Village Board of Trustees of the Village of Solvay and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Village Board of Trustees of the Village of Solvay in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

**WHEREAS**, at its January 24, 2017 meeting, this Board determined that the enactment of Proposed Local Law No. A of 2017 is a Type II action thus concluding the SEQR review process; and

**WHEREAS**, it is in the public interest to enact said Proposed Local Law No. A of 2017.

**NOW, THEREFORE**, it is

**RESOLVED** that the Village Board of Trustees of the Village of Solvay, Onondaga County, New York, does hereby enact Proposed Local Law No. A of 2017 as Local Law No. 1 of 2017 as follows:

**VILLAGE OF SOLVAY  
 LOCAL LAW NO. 1-2017  
 A Local Law to Amend the Code of the Village of Solvay to  
 Address the Village Residency Requirements for Certain Village Officers  
 and to Supersede Various Sections of the New York Village Law and  
 the New York Public Officers Law**

**Be it enacted** by the Board of Trustees of the Village of Solvay that this local law amends the Code of the Village of Solvay as follows:

**Section 1.**

Chapter 26 of the Code of the Village of Solvay is hereby amended to add a new Article IV to read, in its entirety, as follows:

**“ARTICLE IV**

**Residency of Certain Village Officers**

**§ 26-13. Legislative Intent.**

The Board of Trustees finds that the residency requirements for Village officers set forth in Public Officers Law § 3 (1) and Village Law §§ 3-300 (1) and (2) are overly restrictive, and often prevent the selection and retention of the best-qualified candidates. In order to ensure that the Village has access to the best-qualified applicants for appointive positions, especially those requiring a specialized background and expertise in a particular field, Chapter 26 is amended by this Article, which changes the village residency requirement for certain Village officials imposed by Public Officers Law §§ 3 (1), 30 (1) (d), and Village Law §§ 3-300 (1) and (2).

**§ 26-14. Authority and Supersession.**

This Article is adopted pursuant to the provisions of Municipal Home Rule Law §§ 10 (1) (i), (ii) (a) (1) and 22 (1). The provisions of this Article are intended to and shall supersede Public Officers Law §§ 3 (1) and 30 (1) (d), Village Law §§ 3-300 (1) and (2), and any other state, county or village law that is inconsistent with the provisions of this Article.

**§ 26-15. Residency Requirement.**

Any person currently appointed to, and any person who may, in the future, be appointed to the following Village offices need not be a resident of the Village of Solvay, but must be a resident of the County of Onondaga or any County directly adjacent thereto:

- Village Justice Court Clerk
- Electric Department Commissioner
- Superintendent of the Electric Department
- Superintendent of the Department of Public Works
- Village Treasurer

No state, county or village law which creates a vacancy in a Village office if the incumbent thereof ceases to be a resident of the Village shall apply to any of the Village offices enumerated in Subsection A of this Section. Instead, the creation of a vacancy shall only apply if the respective officer shall cease to be a resident of Onondaga County or any County directly adjacent thereto.

**§ 26-16. Severability.**

If any clause, sentence, paragraph, provision or section of this Article is adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, provision or section directly involved in the controversy in which such judgment shall have been rendered.

**Section 2.**

Chapter 154 of the Code of the Village of Solvay is hereby amended to delete Sections 154-3 (B) and 154-11, and replace them as follows:

**§ 154-3. Number and qualifications of members.**

B. Except for the Mayor, no Village officer, employee or individual employed by or officially connected to any competing utility or any financial institution doing business with the Village is eligible to serve as a member of the Commission.

**§ 154-11. Conflict with Certain Provisions of the Village Law.**

Should any of the provisions of this Chapter conflict with Sections 3-308 or 4-400 of the New York State Village Law, the New York State Village Law shall prevail.”

**Section 3.**

This Local Law shall take effect upon its filing in the Office of the Secretary of State.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

<b>William McVicker</b>	<b>Trustee</b>	<b>Voted</b>	<b>Yes</b>
<b>Daniel Bellotti</b>	<b>Trustee</b>	<b>Voted</b>	<b>Excused</b>
<b>John Fall Sr</b>	<b>Trustee</b>	<b>Voted</b>	<b>Yes</b>
<b>Derek Baichi</b>	<b>Trustee</b>	<b>Voted</b>	<b>No</b>
<b>John Cregg</b>	<b>Trustee</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas Tarolli</b>	<b>Deputy Mayor</b>	<b>Voted</b>	<b>Yes</b>
<b>Ronald Benedetti</b>	<b>Mayor</b>	<b>Voted</b>	<b>Yes</b>

The foregoing Resolution was thereupon declared duly adopted.

**DATED: February 21, 2017**

**PETITIONS**

Ronald Reudink of 63 Heritage Circle expressed concern about the consensus/merger with the Onondaga County and the Route 81 proposal and what might happen to the west side of the city.

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Resolved that this Board of Trustees move into Executive Session to discuss a contract and/or personnel matter at 6:59 p.m.

**MOTION: Thomas Tarolli**

**SECOND: Daniel Bellotti**

**AYES: 7                                      NAYES: 0                                      MOTION CARRIED**

Resolved that the Executive Session be closed and that this Board return to the regular meeting at 7:18 p.m.

**MOTION: Daniel Bellotti**

**SECOND: Derek Baichi**

**AYES: 7**

**NAYES: 0**

**MOTION CARRIED**

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**No action was taken at the Executive session meeting.**

**NEW BUSINESS**

**ADJOURNMENT:**

The regular meeting of the Solvay Board of Trustees be adjourned at 7:19 p.m.

**MOTION: John Fall Sr**

**SECOND: John Cregg**

**AYES: 7**

**NAYES: 0**

**MOTION CARRIED**

Respectfully submitted,

Gail M Tarolli, Village Clerk