

**Regular Board Meeting of the Village of Solvay Board of Trustees  
Tuesday, June 28, 2011**

**OFFICE OF THE CLERK/TREASURER  
MICHAEL FECCO**

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The **REGULAR BOARD MEETING of the SOLVAY BOARD OF TRUSTEES** at the Solvay Village Library, 615 Woods Road, Solvay, NY 13209 at 6:00 p.m.

**PLEDGE TO THE FLAG** **Jamie Colucci**

<b>ATTENDANCE ROLL CALL:</b>	<b>Trustees:</b>	<b>Jamie Colucci</b>	<b>Present</b>
		<b>Ronald Benedetti</b>	<b>Present</b>
		<b>Daniel Bellotti</b>	<b>Present</b>
		<b>Thomas Tarolli</b>	<b>Present</b>
		<b>John Fall, Sr.</b>	<b>Present</b>
	<b>Deputy Mayor</b>	<b>John McPeak</b>	<b>Present</b>
	<b>Mayor</b>	<b>Kathleen Marinelli</b>	<b>Present</b>

*Moment of Silence for Jennie Denti*

**PETITIONS:** **None**

**PUBLIC HEARINGS:**

Mayor Marinelli opened the Public Hearing

Local Law amending Chapter 160 of the Code of the Village of Solvay to create a new Section 160-73.3 setting forth general seasonal parking restrictions and designating the 300 block of Caroline Ave, from its intersection with Woods Road, south to its terminus a seasonal no-parking zone.

It was presented to the board by residents of Caroline Ave that the road was narrowed by a new guard rail that was put up by the highway department. There was a lot of discussion regarding safety and personal issues between neighbors.

*Kevin Gilligan, Village Attorney comments:*

***“There is no way for the Village to guarantee that anyone can get anywhere or anyplace else when it depends upon the parking habits of the residents. If someone is going to park illegal and going to stick their car out in the road, they’re parking illegal, the police department can handle that situation and just keep ticketing them.”***

*Alternate discussion regarding digging into the hill, additional discussion regarding the possibility of buying a property and building a parking lot, or perhaps considering no parking zone just for the narrow portion of that road. No parking from here to there. You see those in the city all the time when there are problems. So rather than incur all of that expense, maybe you can say no parking from so many feet from the north of the intersection from Woods Road, to so many feet or “no parking from sign to sign or this sign to that sign” something like that. There are ways to do that. But then you can eliminate parking in the narrow section of that road rather than going the whole road which causes problems... just address that one area that is the problem.*

*In terms of what we have on the table here tonight, this is just during the winter. I think, we can all agree that we have snow banks, we have slippery roads, we have hills there and that’s what we are here addressing now. There is a bigger problem than just in the winter time; mostly for our garbage trucks, our highway trucks, our electric trucks and any emergency vehicles that have to get up there.*

*In terms of the parking habits of people, what we have to do and what we can do is have the police address it.*

Question: If an emergency were to occur, the police would make a quick attempt to find the owner and remove the obstacle that was in the way.

Authorization from the board to close the Public Hearing at 6:35 p.m.

MOTION: John McPeak  
SECOND: Ronald Benedetti  
AYES: 7 NAYES: 0 MOTION CARRIED

**COMMITTEE REPORTS:**

**Administrative:**

A letter was received for the Mayor and Board of Trustees on behalf of the Memorial Day sponsors, Veterans of Foreign War from Post 2893- Stanley Geddes Veterans, sending their sincere thanks for their time and effort for making the Memorial Day ceremony a success. Commander Post 2893, Robert Mancabelli.

A letter was received for Mark Cazzolli from the Solvay Geddes Veterans Association, extending their gratitude for their outstanding work from Mark and staff. There were many compliments regarding the memorial park grounds, leadership and flower boxes, and workmanship before and after the ceremony. For all their efforts, they are giving the Highway Department a pizza and wings party for the staff of their day of choice. Mike Masterpole, President of the Geddes Veterans.

A letter was received from the County of Onondaga stating they certified our payroll period ending May 19, 2011 in accordance to Section 100 of the Civil Service Law from May 31, 2010 with no exceptions. The Village met every aspect of the Civil Service Law.

**Legal:** It will be discussed during the meeting

**Treasurer:**

Nothing at this time but this month has been busy with collecting the taxes and Mike thanked the all the girls in the office for their help.

<b><u>Police</u></b>	0	follow up investigations;
	10	felony arrests,
	62	misdemeanors and other arrests,
	185	vehicle traffic tickets,
	3	DWI,
	0	juvenile arrests,
	47	parking tickets issued and
	12	investigated car accidents.
	1575	business checks

**Total for May 2011: 998 calls**

CAPE program on William Street is lower and it eliminated the problem with three arrests and went almost 10 days without one call on that street. We're down about 60 % of calls. The next street for CAPE will be the 400 block of First Street. The residents of First Street will be notified.

Phase II of the Police Academy has begun with 10 police departments participating.

**Electric:**

The Mathews Substation project has started with some preliminary work, by the end of July to the middle of August. We will start to transfer loads to the Bridge Street substation . Some transfers will require short outages and we will notify who will be involved well ahead of time, so people can prepare. Some of this will take place on weekends.

Village crews will be starting work on the distribution lines that will feed all of the pump stations for the lake clean up project for Honeywell in the next few weeks. This work will be paid for by Honeywell, for this project. T&M

Reminder: that the energy efficient program is in place, and will be ongoing with the rebate, insulation and commercial lighting programs for our residents. Trees will be cut down soon and poles will be replaced

**DPW/Highway:**

Pool opened and everything went smoothly. The Village hall will collect the money from the pool's swimming lessons and admission fees.

The Refuse and Recycle Guidelines for the highway will be discussed at the highway meeting on Tuesday, July 12, 2011 at 5:30 p.m. at the Village Hall conference room as Nadine Bell, Attorney will be present.

Sidewalk repairs are ongoing all over the Village. Storm drains, pot holes, etc being done in the village. They will get a list of streets that need to be done.

The Woods Road ball field has been graded and watered down and looks good. The next phase is the top soil. The field has to be secured and fenced off.

Money will be disbursed from FEMA and Mark would like the officials to attend the meeting.

Waiting to hear from the Solvay Geddes Tiger's Youth Center regarding the \$14,000 they were going to give the village.

Regarding the City Asphalt plant: It is nice but they don't know what the prices will be if we agree to purchase the inter-municipal agreement. We should enter into this whether we use or not. If at some point we need it in a hurry to get some tar, the Village will get it more rapidly. If the Village accepts it, we can use it or don't use it just in case we need it.

**Library:**

Cara Burton thanked Mark Cazzolli and the Highway Department for a variety of things and the picnic tables that were delivered to the library. Also, Cara thanked the Solvay Fire Department for use of the Fire Department for the library book sale that the Friends of the Library sponsored as their fundraiser.

The Summer Reading Program is now going on and many students from the elementary and middle schools have gotten library cards and are taking out books. Please check the web site for activities.

**Codes:**

Donna Taggart is working with Mark Cazzolli, Highway Supervisor on trash issues. The Codes Department is now posting the violations on the house when ever possible. The Code Enforcement officers sent out letters informing residents that they are currently working on inspections on the rental units in the west side of the village. They are waiting for Jim Stevers to come on board after approval to hire him. The banks have been taking care of the properties on Heritage Circle and Barclay Rd.

The Code Office has issued twenty one (21) tickets on property for next court.

**Stormwater:**

Village of Solvay June 28, 2011 Regular Board Meeting Stormwater Report

**Solvay Library Director**

Thanks to Library Director Cara Burton for her efforts in educating Village residents, as well as those in surrounding communities, about stormwater issues. In addition to displays within the library proper, a recent article she authored outlining how the Village is addressing stormwater concerns was published in the June 9th Neighbors West.

**CNY Intermunicipal Stormwater Coalition Meeting – 6/17/2011**

□ This meeting of the full Coalition had a very aggressive agenda. Of interest:

Matthew Millea, Deputy County Executive, presented what the EPA's designation of Syracuse & Onondaga County as a "Green Community" means to the region and the potential opportunities for MS4 communities to take advantage of it by expanding the "Save the Rain" program in the future.

David Tessier of the Town of Manlius was elected as Interim Chair. David's been a member of both the Steering and Organizational Committees. Full elections will be held during the first meeting of 2012.

Central New York Regional Planning & Development Board (CNYRPDB) will serve as treasurer given that a grant in their name will fund the Coalition through 2012. A financial officer elected by the Coalition will review financial reports provided by CNYRPDB.

The Organizational Committee, of which I am a member, agreed to stay on until the end of 2011 to serve as an ad hoc Executive Committee.

The revised Memorandum of Agreement, which now includes the Coalition's bylaws, was distributed and discussed. Copies have been provided to the Stormwater Committee members and Village Attorney for review. Comments should be sent to me by July 8th so they can be submitted to the Organizational Committee for review. Adoption by this Board of the revised MOA needs to be done so by August 31, 2011. (MOA was reviewed by several attorneys before the final draft was approved and distributed.)

Several working groups were formed to look at: language in the current MS4 permit as it relates to stormwater local laws adopted by MS4 communities, maintenance agreements for stormwater practices located on private property and documenting green infrastructure implementation issues.

A Technical Committee was formed to review permit requirements and modeling needs to meet the "No Net Increase" in discharge of pollutants of concern. They will oversee the development of an RFP for consultant services.

**NYS Environmental Facilities Green Innovation Grant Program**

As reported at the April Board meeting, the Village received a \$266K grant for the construction of the Mathews Avenue and Phosphorus Removal Storm Water Filtration System which requires a 10% local match.

Recently, Mark Cazzolli and I met with W-M Engineers to discuss the implementation of the project. All agreed that the Village was capable of providing some in-kind services to help reduce that required match. W-M is presently formulating the work plan which needs to be submitted and approved

by the Environmental Facilities Corporation, provider of the grant. That work plan should be reviewed and approved by this Board prior to submission. That process can be accomplished with a presentation to all the Board members during an upcoming committee meeting.

**RESOLUTIONS:**

1. Authorization from the Board to approve the minutes from the May 24, 2011 Regular Board Meeting to be accepted and the Reading of the Minutes to be herewith dispensed.

MOTION: John Fall Sr  
 SECOND: Ronald Benedetti  
 AYES: 7 NAYES: 0 MOTION CARRIED

2. Authorization from the Board to approve the minutes from the June 14, 2011 Special Board Meeting to be accepted and the Reading of the Minutes to be herewith dispensed.

MOTION: Jamie Colucci  
 SECOND: John Fall Sr  
 AYES: 7 NAYES: 0 MOTION CARRIED

3. Authorization from the Board to upgrade Charles Orr’s job title from Line Worker I to Line Worker II effective 6/30/11 at an hourly rate of \$31.23.

MOTION: John Fall Sr  
 SECOND: Ronald Benedetti  
 AYES: 7 NAYES: 0 MOTION CARRIED

4. RESOLUTION VILLAGE BOARD MEETING  
 VILLAGE OF SOLVAY  
 June 28, 2011

The following resolution was offered by Trustee McPeak, who moved its adoption, seconded by Trustee Colucci, to wit:

**WHEREAS**, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law titled Local Law No. C of 2011, “A Local Law Amending Chapter 160 of the Village of Solvay Code, which Local Law would create a new Section 160-73.3 setting forth General Seasonal Parking Restrictions and Designating the 300 Block of Caroline Avenue, from its intersection with Woods Road, south to its Terminus a Seasonal No-Parking Zone was presented and introduced at a regular meeting of the Village Board of the Village of Solvay held on May 24, 2011; and

**WHEREAS**, a public hearing was held on such proposed local law on the 28th day of June, 2011 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 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 May 24, 2011 meeting, this Board determined that the enactment of Proposed Local Law C of 2011 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. C of 2011.

**NOW, THEREFORE**, it is

**RESOLVED**, that the Village Board of the Village of Solvay, Onondaga County, New York, does hereby enact Proposed Local Law No. C of 2011 as Local Law No. 4 of 2011 as follows:

VILLAGE OF SOLVAY  
 LOCAL LAW 4-2011

A Local Law Amending Chapter 160 of the Village of Solvay Code

A LOCAL LAW AMENDING CHAPTER 160 OF THE CODE OF THE VILLAGE OF SOLVAY TO CREATE A NEW SECTION 160-73.3 SETTING FORTH GENERAL SEASONAL PARKING RESTRICTIONS AND DESIGNATING THE 300 BLOCK OF CAROLINE AVENUE, FROM ITS INTERSECTION WITH WOODS ROAD, SOUTH TO ITS TERMINUS A SEASONAL NO-PARKING ZONE.

Be it enacted by the Village of Solvay, that this Local Law amends Chapter 160 of the Code of the Village of Solvay (hereinafter “Code”), titled “Vehicles and Traffic,” to impose seasonal parking restrictions, as follows:

**SECTION 1. LEGISLATIVE INTENT AND FINDINGS**

The Village Board of Trustees of the Village of Solvay, declares its intent to be, the creation of a new section within Chapter 160 of the Code to create seasonal parking restrictions and the designation of

the 300 block of Caroline Avenue, from its intersection with Woods Road, south to its terminus to be a "seasonal no parking zone". The Board finds that there are certain roads and streets within the Village which are historically narrow. Especially during the winter months, parking within these areas can present difficulties for snow plows, garbage trucks, recycling trucks and other users of the highway. Therefore, the Village Board has determined that the enactment of seasonal parking restrictions will facilitate municipal services and use of the affected areas by the motoring public.

**SECTION 2. CHAPTER 160 OF THE CODE OF THE VILLAGE OF SOLVAY IS AMENDED TO ADD A NEW SECTION 160-73.3 TITLED "SEASONAL PARKING PROHIBITED IN DESIGNATED AREAS" AND SHALL DESIGNATE THE FOLLOWING AS SEASONAL NO PARKING AREAS BETWEEN NOVEMBER 1 AND APRIL 1 OF THE NEXT SUCCEEDING YEAR:**

"Section 160-73.3. Parking is prohibited in designated areas, seasonally between November 1 of each year and April 1 of the next succeeding year.

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
300 Block, Caroline Avenue	Both	From its intersection with Woods Road south to its terminus"

**SECTION 3. NO PARKING ZONE DESIGNATED**

Both sides of the 300 Block of Caroline Avenue, from its intersection with Woods Road, south to its terminus is hereby designated as a seasonal no parking zone.

**SECTION 4. EFFECTIVE**

This local law shall take effect upon its filing with the New York 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:

Jamie Colucci	Trustee	Voted	Yes
Ronald Benedetti	Trustee	Voted	Yes
Daniel Bellotti	Trustee	Voted	Yes
Thomas Tarolli	Trustee	Voted	Yes
John Fall, Sr.	Trustee	Voted	Yes
John McPeak	Trustee	Voted	Yes
Kathleen A. Marinelli	Mayor	Voted	Yes

The foregoing Resolution was thereupon declared duly adopted.

**DATED:** June 28, 2011

- Authorization from the Board to hire James Stevers, part time Codes Department Officer with a salary of \$18.25 per hour not to exceed \$14,000.00 beginning August 2, 2011.

MOTION: John McPeak

SECOND: John Fall Sr

AYES: 7 NAYES: 0 MOTION CARRIED

- Authorization from the Board of Trustees to approve

**WHEREAS**, the property described by the following tax map number(s) and located at the following address(s) is/are in the Village of Solvay, is/are owned by the following owner(s); and

**WHEREAS**, as the aforesaid property owner(s) allows the property to accumulate high weeds, brush, grass, trash, debris, or other matter, in a manner that is unhealthy, hazardous, or dangerous and in violation of Chapter 56; and

**WHEREAS**, the owner(s) was notified by certified mail and a follow up revealed the violation still exists

**NOW**, be it resolved that the Village of Solvay Board shall authorize the property to be cut, trimmed, and removed by the Village Representatives, and all actual costs of work or services rendered at the direction of the Village Board, shall be assessed and collected in the same manner and time as the taxes levied on the premises.

<i>304 Driscoll Ave</i>	<i>012.-04-03.0</i>	<i>Henry Pienkowski</i>
<i>420 Center Street</i>	<i>005.-06-19.0</i>	<i>Jawaid Abdul Rasul</i>
<i>422 Center Street</i>	<i>005.-06-20.1</i>	<i>Nickolay Yanshchik</i>
<i>418 Center Street</i>	<i>005.-06-18.0</i>	<i>Jawaid Abdul Rasul</i>
<i>113 Charles Ave</i>	<i>010.-09-09.0</i>	<i>Patrick LeBlanc</i>
<i>210 Lamont Ave</i>	<i>010.-05-10.0</i>	<i>Mercedes Jones</i>
<i>234 Lamont Ave</i>	<i>010.-05-22.0</i>	<i>Salvatore Chisari</i>

MOTION: Ronald Benedetti

SECOND: Dan Bellotti

AYES: 7 NAYES: 0 MOTION CARRIED

- 7. Authorization from the Board to pay Costello, Cooney & Fearon, PLLC \$10,627.55 for services rendered for the month of May, 2011.

MOTION: Ronald Benedetti
SECOND: John Fall Sr
AYES: 7 NAYES: 0 MOTION CARRIED

- 8. Authorization from the Board to approve the extension contract with C&S Companies with regard to the Landfill monitoring program and authorizing the Mayor to sign said contract extension.

MOTION: John McPeak
SECOND: Ronald Benedetti
AYES: 7 NAYES: 0 MOTION CARRIED

- 9. Authorization from the Board to approve Mathews Avenue Phosphorus Removal and Stormwater Filtration Project SEQR Determination

NOW, THEREFORE, BE IT:

RESOLVED that the following are involved agencies. That the Village of Solvay Board of trustees will proceed as the lead agency. That this a type 1 action for purposes of SEQR. Directing that counsel or village engineers circulate the lead agency notice to the involved agencies as follows:

- NYSDEC
Onondaga County WEP
NYSHD
EPA
NYSSHPO
EFC-GIGP
CNYRPD

That Mathews Avenue Phosphorus Removal and Stormwater Filtration Project is a Type I action and will involve a coordinated review with more than one agency. Part 1 of the EAF will be transmitted to all involved agencies and they will be notified that a lead agency must be agreed upon.

MOTION: John McPeak
SECOND: Jamie Colucci
AYES 7 NAYES 0 MOTION CARRIED

- 10. Authorization from the Board for Authorization for the execution of grant agreement

NOW, THEREFORE, BE IT:

RESOLVED that the Village of Solvay a Grant Agreement with the NYS Environmental Facilities Corporation for the Mathews Avenue Phosphorus Removal and Stormwater Filtration Project and authorizes the Mayor of the Village of Solvay Kathleen Marinelli to sign the grant agreement.

Local match documentation for Construction Grants (10% local match)

NOW, THEREFORE, BE IT:

RESOLVED that the Village of Solvay authorizes and appropriates a minimum of 10% local match as required by the Green Innovation Grant Program for the GIGP project The Mathews Avenue Phosphorus Removal and Stormwater Filtration Project. Under the GIGP program, this local match must be at least 10% of the total actual project costs. The maximum local share appropriated subject to any changes agreed to by the Village of Solvay Village Board shall not exceed \$29,551.20 based upon a total estimated maximum project cost of \$295,512.10 The Mayor of the Village of Solvay and the Solvay Village Board may increase this local match through the use of in kind services during the construction phase of the project. Therefore the Village Board of trustees authorizes and appropriates the sum of \$29,551.20 is its local share for the EFC-GIGP grant.

MOTION: John McPeak
SECOND: John Fall Sr
AYES: 7 NAYES: 0 MOTION CARRIED

11. Authorization from the Board for Authorization for the execution of the Legal Agreement

**NOW, THEREFORE, BE IT:**

**RESOLVED** that the Village of Solvay authorizes the Mayor to accept a cost proposal from **Costello, Cooney & Fearon, PLLC** to provide legal service for the Mathews Avenue Phosphorus Removal and Storm Water Filtration System for an amount not to exceed \$13,751.20 as outlined in it's cost proposal.

MOTION: John McPeak  
SECOND: John Fall Sr  
AYES 7 NAYES 0 MOTIONED CARRIED

12. Authorization from the Board for the Green Innovation Grant Program Mathews Avenue Phosphorus Removal and Storm Water Filtration System EFC-GIGP Grant Engineering Costs Project No. 9811

We propose to render professional engineering services in connection with the above project.

Our services during design and bidding phase will consist of meeting with the Highway Superintendent and Trustees to determine the extent of the project and in kind service participation from the Village work force. Once that phase is complete, we will prepare drawings, bid documents, and advertise for bids. We will then assist the Village in securing Bids, tabulating and analyzing bid results and check the low bidder qualifications and furnish a recommendation on the award of the bid. Our office will meet with the Village of Solvay and the Environmental Facilities Corporation-GIGP to ensure that the contractors met the minority requirements set forth by State and Federal Agencies. Once the Village accepts the bid, we will execute the contract. Our estimated fee for the design and bidding phase is \$22,700.00. We will not exceed this estimate without prior notice to and authorization from you and an explanation of the circumstances leading to an increase.

W-M Engineers, P.C. will represent the Village of Solvay during the construction phase. Prior to the start of construction we will review submittals and meet with the contractor to review project scheduling. We will make visits to the site at intervals appropriate to the various stages of construction to observe the progress and quality of the work, observe performance tests required by the Specifications, and if the work is proceeding in accordance with the Contract Documents. Once the project is substantially complete, we will complete a payment estimate based on the quantities placed at the unit prices found in the bid documents. While we can make no guarantee on the cost of construction observation, we have estimated a cost of \$9,000.00.

You will pay us for our services according to our current municipal rates and we will bill you monthly for services rendered.

MOTION: John McPeak  
SECOND: John Fall Sr  
AYES 7 NAYES 0 MOTIONED CARRIED

13. Authorization from the Board of Trustees to accept one million dollar insurance coverage for errors and admission coverage from ISAFE. This is an addendum to the original contract dated June 22, 2011.

MOTION: John McPeak  
SECOND: Jamie Colucci  
AYES 7 NAYES 0 MOTIONED CARRIED

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Resolved that this Board move into Executive Session to discuss a contract and personnel matter. Time 7:55 p.m.

MOTION: John Fall Sr  
SECOND: Ronald Benedetti  
AYES 7 NAYES 0 MOTIONED CARRIED

Resolved that the Executive Session be closed and that this Board return to the regular meeting at 8:27 p.m.

MOTION: John McPeak  
SECOND: Daniel Bellotti  
AYES 7 NAYES 0 MOTIONED CARRIED

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ADJOURNMENT:

The regular meeting of the Solvay Board of Trustees be adjourned at 8:31 p.m.

MOTION: John Fall Sr  
SECOND: Ron Benedetti  
AYES 7 NAYES 0 MOTIONED CARRIED

Respectfully submitted,

Michael Fecco, Village Cler/Treasurer  
Village of Solvay