

**Regular Board Meeting of the Village of Solvay Board of Trustees  
Tuesday, April 24, 2012**

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

The **REGULAR BOARD MEETING of the SOLVAY BOARD OF TRUSTEES** was called to order by Mayor Marinelli at the Town of Geddes Court Room, 1000 Woods Road, Solvay, NY 13209 at 6:11 p.m.

**PLEDGE TO THE FLAG Daniel Bellotti**

<b>ATTENDANCE ROLL CALL:</b>	<b>Trustees:</b>	<b>Jamie Colucci</b>	
<b>Present</b>			<b>Ronald</b>
<b>Benedetti Present</b>			<b>Daniel</b>
<b>Bellotti Present</b>			
<b>Thomas Tarolli Present</b>			
<b>Sr. Present</b>			<b>John Fall,</b>
<b>McPeak Present</b>		<b>Deputy Mayor</b>	<b>John</b>
<b>Mayor</b>	<b>Kathleen Marinelli Present</b>		
<b>PETITIONS:</b>	<b>None</b>		

**CORRESPONDENCE:** The Mayor and Board of Trustees received a letter from the Solvay Geddes Veterans, Post 2893. They are having a memorial ceremony on Monday, May 28, 2012 at 10:00 a.m. at the monument. They will not have a parade this year. They will have a luncheon after the ceremony at the Solvay Geddes Veteran’s hall on Charles Avenue. There will possibly be a motor parade.

**PUBLIC HEARINGS:** None

**COMMITTEE REPORTS:**

- Administrative* None at this time
- Legal* Kevin Gilligan, Village Attorney spoke on the Mathews Avenue project.
- Treasurer* Mike Fecco excused
- Police* Ronald Benedetti reported the Solvay Police had 1018 calls for the month of March 2012.
- Electric* John Montone excused
- DPW/Highway* Mark Cazzolli reported that they will be repairing the roads in the village. Garbage went out to bid and response is good. The bids are due May 8, 2012. The highway will start to repair the collapsed storm crates drains. Mayor Marinelli stated that Ms Rogers, from Montrose Avenue, complimented Mark Cazzolli and the highway department for cleaning out the drains.

Ball parks are ready to go! Tony Alberti and Roger Mazzocchi did an outstanding job on the ball fields and worked with the Solvay schools on the Mountain Top, Woods Road and Masonic fields.

The highway equipment is ready and some small equipment needs to be repaired.

The Mayor thanked the board members that showed up for Earth Day on Saturday, April 21, 2012 to help clean up the village. The Boy and Girl Scouts and children from Solvay School also helped to clean up.

- Library* Cara Burton excused
- Codes* Donna Taggart thanked Dave Bosco, Jim Stever and Cindy Catalano for all the work they did when she was out on leave. The Code Enforcement officers attended a seminar and are now State certified. CEO Taggart felt she got a greater response to violations when she posted a sign on the building than with a violation letter.

Donna spoke about several properties that needed repair.

**Stormwater** Village of Solvay Regular Board Meeting - April 24, 2012 - Stormwater Report

**CNY Stormwater Coalition Finance Committee**

The Committee has been reviewing/revising Coalition budget estimates and will be recommending a flat fee structure (all MS4s pay an equal amount) at the full Coalition’s next meeting on May 8th. The current estimated cost per MS4 is nearly the same as our annual expenditure for the Education Program alone.

**“Save the Rain” Program**

No response yet as to whether either of the two projects submitted have been awarded funding.

**FEMA Flood Insurance Rate Maps (FIRMs)**

Preliminary FIRMs released in 2008 identified 19 Village properties within the proposed flood zones. By land use, this included 13 residential (6 structures affected), 1 municipal and 5 industrial properties.

In December, 2010, an appeal by the Village was successful in reducing the number of properties affected. The 2012 FIRMs identified 13 properties within the proposed flood zones. All of the 6 properties (2 structures affected) eliminated from the listing were residential land uses. By an Act of Congress, homes and buildings in high-risk flood areas with mortgages from federally regulated or insured lenders are required to have flood insurance. However, a mortgage lender retains the right to require flood insurance as a condition of providing financing, regardless of the location of the structure. The current FIRMs show 4 residential structures within the flood zones.

As instructed by the Village, C&S has requested additional modeling information from FEMA to determine if a Scientific Resolution Panel (SRP) request is appropriate.

If the Village decides not to request an SRP, individual property owners still can appeal directly to FEMA. For example, if the structure is clearly outside the Special Flood Hazard Area (SFHA), the property owner may file a Letter of Map Amendment - Out as Shown (LOMA-OAS).

**Mathews Avenue Phosphorus Removal Project**

As a result of the Mayor’s discussions with Matt Driscoll of the Environmental Facilities Corporation (EFC), the Village is diligently working to submit the project documents requested by May 3rd. The Village Attorney is currently working on a title issue. Meeting with Bill Morse tomorrow morning to discuss submittals and a conference call with EFC is scheduled for tomorrow afternoon.

**MS4 Annual Report and Public Meeting**

Public hearing scheduled for the regular May Board meeting.

Draft report should be available to the public at Village Hall, the library and on the Village’s website by May 1st.

**Engineering Report**

**Solvay Bank Addition**

Currently reviewing site plan for the Solvay Bank addition.

Although a SPDES construction permit will not be required due to the area being disturbed (0.35 acre), I have requested that the owner consider installing green infrastructure practices where they might be applicable.

Scheduled to be reviewed at the April 30th Planning Board meeting.

**RESOLUTIONS:**

- 1. Authorization from the Board of Trustees to approve the minutes from the March 27, 2012 Regular Board Meeting and the Reading of the Minutes be herewith dispensed.

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

- 2. Authorization from the Board of Trustees to approve the minutes from the April 3, 2012 Special Board Meeting and the Reading of the Minutes be herewith dispensed.

**MOTION: Jamie Colucci**  
**SECOND: Ronald Benedetti**  
**AYES: 7 NAYES: 0 MOTION CARRIED**

- 3. Authorization from the Board of Trustees to approve the minutes from the April 10, 2012 Special Board Meeting and the Reading of the Minutes be herewith dispensed.

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

- 4. Authorization from the Board of Trustees to approve the minutes from the April 17, 2012 Special Board Meeting and the Reading of the Minutes be herewith dispensed.

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

- 5. Authorization for the Board of Trustees to approve the revised Inter-municipal Agreement with the Town of Geddes relating to share Code Enforcement services and authorizing the Mayor to sign the revised agreement. *Motion was tabled.*

**MOTION: Ronald Benedetti**  
**SECOND: Jamie Colucci**  
**AYES: 7 NAYES: 0 MOTION CARRIED**

- 6. Authorization from the Board of Trustees to pay Costello, Cooney & Fearon, PLLC \$7,461.07 for services rendered for the month of March 2012.

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

- 7. Authorization from the Board of Trustees to approve the Budget Modifications. This was *tabled until*

*Michael Fecco comes back from vacation.*

**MOTION: Ronald Benedetti**

**SECOND: John McPeak**

To: Mayor Marinelli & Trustees  
From: Mike Fecco

April 24, 2012

**Village of Solvay General Fund  
Schedule of Proposed Budget Modifications  
For Approval at the April 2012 Regular Board Meeting**

Account	Title	(as modified ) Current Budget	Proposed Budget Mod	newly modified Budget Amount
<b>Revenue</b>				
410900A	Interest & Penalties on Tax	22,702	1,528	24,230
411200A	County Sales Tax Distribution	602,731	27,000	629,731
411300A	Utility Gross Receipt Tax	28,000	1,132	29,132
424400A	Rental - Other	45,981	591	46,572
424500A	Commissions - CATV	108,000	(4,663)	103,337
426550A	Misc. Sales - Other	19,487	826	20,313
426600A	Sale of Real Property	25,100	189	25,289
426800A	Insurance Recoveries	13,047	680	13,727
428000A	Interfund Transfers		212,354	212,354
430890A	State Aid - Other		1,500	1,500
440890A	Federal Aid - Other	60,732	23,127	83,859
				0
	<b>Total</b>	<b>925,780</b>	<b>264,264</b>	<b>1,190,044</b>

**Expenses**

516401A	Central Garage - Wages	56,623	2,754	59,377
519304A	Judgements & Claims	4,506	4,192	8,698
536201A	Code Enforcer - Wages	90,000	(5,000)	85,000
536204A	Code Enforcer - Other	12,000	5,000	17,000
551421A	Snow Removal - Wages	101,523	(15,000)	86,523
571101A	Parks & Recs - Wages	47,605	2,000	49,605
571204A	Pool - Other	6,303	85	6,388
581201A	Sanitary Sewer - Wages	5,206	2,000	7,206
581204A	Sanitary Sewer - Other	67,000	27,000	94,000
581401A	Storm Sewer - Wages	28,436	3,000	31,436
581601A	Refuse Collection - Wages	232,061	6,000	238,061
597112A	Library Bond - Principal		56,450	56,450
597113A	Library Bond - Interest		3,233	3,233
597306A	BAN - Principle		172,550	172,550
	<b>Total</b>	<b>651,263</b>	<b>264,264</b>	<b>915,527</b>

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

8. 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/or posted on site 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.

STREET ADDRESS	TAX MAP	NAME OF OWNER
210 Lamont Ave	010.-05-10.0	Mercedes Jones
113 Charles Ave	010.-09-09.0	Patrick LeBlank
111 Abell Ave	004.-03-18.0	Luigi Vigiolli
312 Hall Ave	010.-01-11.0	Mark Kosturik
128 Freeman Ave	010.-06-15.0	Jill Lewis
101 Barclay Street	011.-02-01.0	John McGrory

109 Draper Ave 015.-02-14.1 Richard Maselli  
 313 Draper Ave 016.-01-51.0 Thomas Hogan

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

9. Authorization from the Board of Trustees to refer Solvay Bank’s application for site application approval to the Planning Board.

**MOTION:** Tom Tarolli  
**SECOND:** Daniel Bellotti  
**AYES:** 7 **NAYES:** 0 **MOTION CARRIED**

10. Authorization from the Board of Trustees to approve

**WHEREAS,** this Onondaga County Legislature has authorized village collection officers to accept partial payments of

village real property taxes, special ad valorem levies, and special assessments; and

**WHEREAS,** it is necessary to pass a resolution so as to provide residents greater flexibility in making partial real property tax payments in amounts other than fifty percent of the total tax due for each of the three permissible installments; now, therefore be it

**RESOLVED,** Village tax procedures are amended to allow partial payments of village real property taxes, special ad valorem levies, and special assessments, as shall be consistent with the following:

1. Village real property taxes, special ad valorem levies and special assessments may be paid in up to four (4) partial payments during village collection period of the then current tax year.
2. The initial partial payment shall be paid not later than the penalty-free period of the then current tax year. Interest and penalties shall be charged against the unpaid balance after such date.
3. No minimum amount is required for a partial payment, except that the final partial payment shall be in the amount of the remaining unpaid balance due and owing.
4. No partial payment shall be accepted from a property owner if there are delinquent real property taxes, special ad valorem levies, and special assessments owed on such property, unless the property owner is current on installment payments to the County pursuant to Local Law No 7 – 1995 as may be amended from time to time; and, be it further

**RESOLVED,** that the Village Clerk is directed to file a certified copy of this resolution with the Commissioner of the New York State Office of Real Property Tax Services no later than thirty days after adoption.

**MOTION:** Jamie Colucci  
**SECOND:** Thomas Tarolli

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:** April 24, 2012

11. Authorization from the Board of Trustees to have the Mayor sign a promissory note from the Village to the Electric Dept. in the amount of \$165,000, with payments of \$55,000 in each of the next three years, plus interest at 1.5%, all in accordance with the approved budget for fiscal year 2012/13.

**MOTION:** Ronald Benedetti  
**SECOND:** John McPeak

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:** April 24, 2012

12. Authorization from the Board of Trustees for the Electric Department to go out to public bid for a new Digger Derrick truck .

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

**13. VILLAGE BOARD RESOLUTION - VILLAGE OF SOLVAY**  
**APRIL 24, 2012 - Local Law C-2012**

Trustee Colucci introduced proposed Local Law No. C-2012 Amending Chapter 144 of the Code of the Village of Solvay, Section 144-22 Thereof, to Provide a New Definition for Cold War Veteran, which was seconded by Trustee Fall:

**WHEREAS**, the Village of Solvay enacted Local Law 3-2009 which provides a real property tax exemption for Cold War Veterans. The Village is amending Chapter 144 of the Code of the Village of Solvay to change the definition of Cold War Veteran so that it is the same as Onondaga County and the Town of Geddes; and

**WHEREAS**, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Village of Solvay.

**NOW, THEREFORE**, it is

**RESOLVED AND DETERMINED**, that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law, with the result that the Village Board shall act as lead agency in this matter and that the enactment of proposed Local Law No. C of 2012 is a Type II action and therefore will have no significant effect on the environment, thus concluding environmental review under SEQR; and it is further

**RESOLVED**, that the Village Board shall conduct a public hearing as to the enactment of proposed Local Law C-2012 at the Town of Geddes Town Hall, 1000 Woods Road, in the Village of Solvay, on May 22, 2012, at 6:00 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested on the subject shall be heard.

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

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

The foregoing Resolution was thereupon declared duly adopted.

**DATED: April 24, 2012**

**VILLAGE OF SOLVAY**  
**PROPOSED LOCAL LAW NO. C-2012**

**A Local Law Amending Chapter 144 of the Code of the Village of Solvay, Section 144-22 Thereof, to Provide a New Definition for Cold War Veteran**

Be it enacted that Chapter 144 of the Code of the Village of Solvay, Section 144-22 thereof is amended so that the definition of "Cold War Veteran", shall read in full, as follows:

**"Cold War Veteran. A person, male or female, who served on active duty in the United States Armed Forces during the time period from September 2, 1945 to December 26, 1991, was discharged or released there from under honorable conditions."**

**Effective Date.**

This Local Law shall take effect upon its filing with the New York Secretary of State.

14. Authorization from the Board of Trustees to authorize an agreement with WM Engineers for Mathews Ave Biofiltration project for \$22,700 for design and bidding aspects.

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

15. Authorization from the Board of Trustees to amend the C&S Engineers contract for \$10,000 for the construction inspection with the Mathews Ave Biofiltration project.

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

16. Authorization from the Board of Trustees to schedule a public hearing at the Board’s May 22, 2012 meeting, at 6:00 p.m. or as soon thereafter as the matter can be reached to present and receive comments concerning the 2011-12 Stormwater Management Plan and MS4 Annual Report.

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

**NEW BUSINESS**

John McPeak wants to go on record that he concur with the decision the Board has made in regards with the 2012 – 2013 budget.

\*\*\*\*\*

Resolved that this Board of Trustees move into Executive Session to discuss a contract and personnel matter. Time 7:25 p.m.

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

Resolved that the Executive Session be closed and that this Board return to the regular meeting. Time 8:00 p.m.

**MOTION:** Jamie Colucci  
**SECOND:** Daniel Bellotti  
**AYES:** 7 **NAYES:** 0 **MOTION CARRIED**

\*\*\*\*\*

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

**ADJOURNMENT:**

The regular meeting of the Solvay Board of Trustees be adjourned at 8:00 p.m.

**MOTION:** Daniel Bellotti  
**SECOND:** John Fall Sr  
**AYES:** 7 **NAYES:** 0 **MOTION CARRIED**

Respectfully submitted,

Michael Fecco, Treasurer/Village Clerk