

**Regular Board Meeting of the Village of Solvay Board of Trustees
Tuesday, October 22, 2013**

**OFFICE OF THE CLERK/TREASURER
DAVID TERRELL**

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.

PLEDGE TO THE FLAG Derek Baichi

ATTENDANCE ROLL CALL:	Trustees	Harry DeCarlo	Present
			Daniel Bellotti
	Excused		John Fall Sr
	Present		
	Derek Baichi	Present	
		John Cregg	Present
		Deputy Mayor	Thomas Tarolli
		Mayor Ronald Benedetti	Present
			Present

PETITIONS: Victoria Flanders of 3185 Bellevue Ave, B4, Syracuse, spoke about her health problems she feels happened because of the work done at the Village Hall. She also feels that Workman's Compensation hasn't done anything for her.

CORRESPONDENCE: None at this time

PUBLIC HEARINGS: Time Warner Franchise - Ronald Benedetti opened the Public Hearing. There were no comments were made from the public. A motion was made to close the Public Hearing.

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

COMMITTEE REPORTS

Administrative None at this time

Legal None at this time

Treasurer None at this time

Police Police Chief Rick Cox reported that there were 741 calls for September, 2013. He also stated that there will be additional police cars out on Halloween night and through the holidays.

Electric Joe Hawksby, Electric Superintendent, showed the Mayor, Board of Trustees and everyone in attendance the new electric pamphlets Dave Au and Joe Hawksby that were mailed out in the electric bills.

Joe reported there are two new pick-up trucks in service in which one of the old ones will go the Codes Department and the other one to de-commission. The department will have a meeting with RockTenn on November 7, 2013 with Gary Warner, our Engineer to discuss RockTenn's intentions (Suez, Trigen etc.) for power supply going forward. Joe Hawksby and David Au attended the Finance Workshop held by the MEAU and was very informative. The Electric Department will continue to change the cut outs throughout our service territory for safety and liability issues for our customers. The Electric Department also will be getting ready for the winter by moving some of the stock from the outside to inside. The steel door at the substation will be replaced by Comfort Windows.

DPW/Highway Mark Cazzolli, Highway Superintendent, reported that the department is in good shape. They are gearing up for winter by getting the snow removal equipment ready along with filling our salt shed to its maximum. The highway department has winterized the parks and pool along with putting the lawn equipment to storage for the winter months. They completed 140 feet of retaining wall on Caroline Ave and are anxious to follow up next year on the remaining 120 ft. They will continue to work on the sidewalk repairs until the snow "flies." Mayor Benedetti commented/complimented Mark on a great job with the retaining wall on Caroline Ave.. Also, the Mayor stated that Assemblyman Bill Magnarelli is trying to get money for the village/highway department.

Library Loretta Hughes reported the following:

Programs and meeting room use

- ≡ Last month the library sponsored 18 programs attended by approximately 97 people.
- ≡ In addition to that, 13 groups used our meeting rooms with 115 people attending those meetings.
- ≡ This coming Saturday, 10/26 is our Halloween party. The party is scheduled to take place in the community room from 1:00-2:00 followed by the showing of the movie "Monster House". This is the last of the Monster Movie Matinees that we've been showing each Saturday during the month of October.
- ≡ Earlier this month at our Library Social, a pharmacist from Price Chopper came and gave an excellent presentation on vaccines such as the flu shot, the pneumonia shot and the shingles vaccine. Following that he offered to conduct a flu shot clinic at the library. The clinic has been scheduled to take place in the library on Monday, November 4 from 12:00-2:00. In addition to flu shots, the pneumonia shot and the shingles vaccine will also be available. I understand that this year, there will not be a flu clinic held at the Youth Center.
- ≡ We have another Library Social scheduled for this Thursday at 1:00 and at this program we'll be doing a presentation on eReader devices such as Kindles, Nooks, iPads, and how to borrow books and audiobooks from the library to use on those machines. If you know of anyone who is thinking of getting one for themselves or for someone else, or if you own one and are having trouble using it, we have staff at the library who can help.
- ≡ Sunday, November 3 is the date of the DeSantis Band concert at the library. Five members of the band will perform a free concert beginning at 2:00 p.m. We're able to host this concert at no cost to the library or the Village through a grant from Senator John DeFrancisco. The Friends of the Library will be providing refreshments after the concert.

Friends of the Library

- ≡ The Friends have started selling raffle tickets for their annual holiday raffles. They're raffling off an adult-themed basket, a child's-themed basket and a handmade beaded necklace and earrings set. The baskets and necklace will be on display in the library. Tickets are \$1 each or ten for \$5. The drawings will be held during the Library's Holiday Open House on December 8 from 2-4 p.m.
- ≡ Loretta Hughes introduced Elizabeth Loftus, the library's new part time interim Director.

Codes Tom Tarolli reported that Attorney Nadine Bell was present at the Codes meeting held on October 21, 2013 and discussed the nuisance law. Pete Albrigo, Codes Officer, is continuing to "clean up" the houses in the village. The next meeting will be Monday, November 18, 2013 and the discussion will be political/election/campaign signs and the committee will compare our resolution to Manlius and Skaneateles to determine if it should be amended.

Stormwater None at this time

RESOLUTIONS:

1. Authorization from the Board of Trustees to approve the minutes from the September 24, 2013 Regular Board Meeting and the Reading of the Minutes be herewith dispensed.

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

2. Authorization from the Board of Trustees to pay C&S Engineers \$3578.00 rendered from 09/01/13 through 9/30/13.

MOTION: Thomas Tarolli
SECOND: John Fall Sr
AYES: 6 **NAYES:** 0 **MOTION CARRIED**

3. Authorization from the Board of Trustees to pay C&S Engineers \$8543.50 rendered from 01/01/12 through 05/18/13.

MOTION: John Cregg
SECOND: Harry DeCarlo
AYES: 6 **NAYES:** 0 **MOTION CARRIED**

4. Authorization from the Board of Trustees to pay Costello, Cooney & Fearon, PLLC for \$11,380.96

services rendered for the month of September 2013.

MOTION: Derek Baichi
SECOND: John Cregg
AYES: 6 NAYES: 0 MOTION CARRIED

5. 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.

<i>STREET ADDRESS</i>	<i>TAX MAP</i>	<i>NAME OF OWNER</i>
125 Freeman Ave	010.-07-29.0	Christy A. Matzke
516 Woods Rd	010.-04-14.0	Kevin Hagan
512 Woods Rd	010.-04-13.0	Kenneth J. Banker
105 Fay Rd	015.-01-38.0	Mary Lynch

MOTION: John Cregg
SECOND: Harry DeCarlo
AYES: 6 NAYES: 0 MOTION CARRIED

6. Determining that the CNYRPDB and Onondaga County WEP Dept. are involved agencies, as they are

providing funding for the Solvay Geddes Youth Center Bioretention Project, determining that this Board will proceed as lead agency and that this proposed project is an unlisted action for purposes of SEQR and determining that this Board will proceed on an uncoordinated basis.

MOTION: Harry DeCarlo
SECOND: John Fall Sr
AYES: 6 NAYES: 0 MOTION CARRIED

7. Approving an agreement with the CNYRPDB related to \$75,000 grant funding from the DEC at the Solvay/Geddes Youth Center for an erosion control system, said grant to be administered by CNYRPDB, and authorizing the Mayor to sign the grant agreement with CNYRPDB.

MOTION: John Fall Sr
SECOND: Thomas Tarolli
AYES: 6 NAYES: 0 MOTION CARRIED

8. Authorizing renewal of the Time-Warner Cable franchise agreement in the Village of Solvay for a period of

10 years, all in accordance with the full resolution that has been circulated to the Village Board and further authorizing the Mayor to sign any and all documents necessary to give full force and effect to this resolution.

MOTION: John Fall Sr
SECOND: John Cregg

TIME WARNER CABLE FRANCHISE RENEWAL AGREEMENT

WHEREAS, an application has been made to the Village Board by Time Warner Cable Northeast LLC ("Time Warner Cable") d/b/a Time Warner Cable, a limited liability company organized and existing in good standing under the laws of the State of Delaware doing business at 120 Plaza Drive, Suite D, Vestal, New York 13850, for the approval of a renewal agreement of the Cable Television Franchise Agreement by and between Time Warner Cable and the Village; and

WHEREAS, the Village Board has reviewed the proposed Cable Television Franchise Renewal Agreement and believes that the Agreement fully and fairly represents the agreement of the parties; and

WHEREAS, the proposed Cable Television Franchise Renewal Agreement has a term of ten (10) years commencing upon approval of the Agreement by the New York State Public Service Commission; and

WHEREAS, the Franchise Renewal Agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings; and

WHEREAS, a public hearing on this matter was held October 22, 2013 at 6:00pm and notice of the hearing was published in the Syracuse Post Standard on October 13, 2013 and posted on the Village's official bulletin board on October 14, 2013, all persons requesting to be heard on this issue were so heard; and

WHEREAS, the Board has reviewed the Agreement and considered public input on the same, and has determined that the Agreement should be approved.

NOW, THEREFORE, the Board of the Village of Solvay finds that:
 Time Warner Cable has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
 Time Warner Cable has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
 Time Warner Cable can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

RESOLVED, that the Village Board hereby grants the cable television franchise of Time Warner Cable between the Village and Time Warner Cable for ten (10) years commencing with the date of approval by the Public Service Commission and expiring ten (10) years hence.

BE IT FURTHER RESOLVED that the Board of the Village of Solvay hereby confirms acceptance of this Franchise Renewal Agreement
 The question of the enactment of the foregoing resolution was duly put to a vote and, upon roll call, the vote was as follows:

Daniel Bellotti	Trustee	Voted	Excused
John Fall, Sr.	Trustee	Voted	Yes
Thomas Tarolli	Trustee	Voted	Yes
John Cregg	Trustee	Voted	Yes
Derek Baichi	Trustee	Voted	Yes
Harry DeCarlo	Trustee	Voted	Yes
Ronald Benedetti	Mayor	Voted	Yes

The foregoing Resolution was thereupon declared duly adopted.

DATED: October 22, 2013

9. Determining that Onondaga County Community Development, as a funding source for the construction of a 60' X 24' X9' pavilion in Woods Road park is an involved agency; that the Village of Solvay will proceed as lead agency; that the Village of Solvay Board of Trustees determines that it will proceed on an uncoordinated basis, that this project is a Type 2 action for purposes of SEQR (6 NYCRR Section 617.5 (c) (7) and thus will have no adverse impact on the environment; approving the project to construct the aforementioned pavilion in Woods Road Park; approving a contract with Fingerlakes Construction to construct the pavilion, subject to Counsel's approval and authorizing the Mayor to sign any and all documents necessary to give full force and effect to this approval resolution.

MOTION: John Cregg
SECOND: Thomas Tarolli
AYES: 6 NAYES: 0 MOTION CARRIED

10. Authorization from the Board of Trustees to declare the following vehicles surplus and no long needed by the Village and further authorization to place one (1) Codes vehicle 2003 Honda Civic, JHMES96643S030075 and one (1) 2001 Dodge Ram pick-up 3B7KF26Z41M578447 up for auction through Auctions International.

MOTION: Harry DeCarlo
SECOND: John Fall Sr
AYES: 6 NAYES: 0 MOTION CARRIED

11. Authorization from the Board of Trustees to hire Angelina Lynch as a part time Library Page at a rate of \$7.25 per hour effective October 28, 2013 to replace Mina Gilchrist.

MOTION: Derek Baichi
SECOND: John Cregg
AYES: 6 NAYES: 0 MOTION CARRIED

12. Authorization from the Board of Trustees to approve a change order with respect to the DeWald Roofing project and to pay \$976.00 for the Village Hall roof. (damaged deck and perimeter wood repairs)

MOTION: Harry DeCarlo
SECOND: John Fall Sr
AYES: 6 NAYES: 0 MOTION CARRIED

13. Authorization from the Board of Trustees to approve a change order to the roofing contract and to pay DeWald Roofing \$1,850 for the Village Hall roof. (supply and install new roof hatch)

MOTION: John Cregg
SECOND: Derek Baichi
AYES: 6 NAYES: 0 MOTION CARRIED

14. Authorization from the Board of Trustees authorize the Mayor to sign the agreement with CNY SPCA for a pro-rated rate of \$592.56 for such services for the calendar year 2014.

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

15. Authorization from the Board of Trustees to sell unused surplus Christmas decorations to the Village of Cato for \$600.00.

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

NEW BUSINESS

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

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

Resolved that the Executive Session be closed and that this Board return to the regular meeting at 8:07 p.m.

MOTION: John Fall Sr
SECOND: Thomas Tarolli
AYES: 6 **NAYES:** 0 **MOTION CARRIED**

16. Authorization from the Board of Trustees to hire Elizabeth A. Loftus, part time, as an Interim Library Director at approximately 20-22 hours per week at a rate of \$500 and is paid on a weekly basis effective 10/8/13.

MOTION: Thomas Tarolli
SECOND: Derek Baichi
AYES: 6 **NAYES:** 0 **MOTION CARRIED**

17. Authorization from the Board of Trustees to hire Deborah Parker, as a part time electric counter clerk, 20 hours per week at a rate of \$ 12.00 per hour effective November 18, 2013.

MOTION: Thomas Tarolli
SECOND: Derek Baichi
AYES: 5 **NAYES:** 0 **ABSTAINED:** 1 Mayor Benedetti **MOTION CARRIED**

ADJOURNMENT:

The regular meeting of the Solvay Board of Trustees be adjourned at 8:10 p.m.

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

Respectfully submitted,

David Terrell II, Village Clerk/Treasurer