# Regular Board Meeting of the Village of Solvay Board of Trustees Tuesday, June 24, 2014

# OFFICE OF THE CLERK/TREASURER GAIL M TAROLLI VILLAGE CLERK

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 Harry DeCarlo

ATTENDANCE ROLL CALL: Trustees Harry DeCarlo Present

Daniel Bellotti Present
John Fall Sr Present
Derek Baichi Present
John Cregg Present
Thomas Tarolli Present

Deputy Mayor Thomas Tarolli Present

Mayor Ronald Benedetti Present

PETITIONS: None at this time

**CORRESPONDENCE:** Solvay-Geddes Veterans – Thanked the Mayor and Board for their attendance at the Memorial Day Ceremony. Also, the Mayor informed the Village about a "Party at the Pavilion" sponsored by Neighborhood Watch. It will held on Monday, July 14, 2014 from 6:00 – 8:00 pm at the Woods Road Park.

**PUBLIC HEARINGS:** Stormwater-Mayor Benedetti opened the Public Hearing. Mark Malley explained the work involved. No one spoke in regards to the annual report. Daniel Bellotti motioned to close the hearing and John Fall Sr seconded the motion.

#### **COMMITTEE REPORTS:**

AdministrativeNone at this timeLegalNone at this timeTreasurerNone at this time

**Police** Rick Cox, Chief Police reported 645 calls for May, 2014. The Chief of Police praised and

complimented Sgt Derek Osbeck for his excellent work on the William Street murder charge.

Electric Joe Hawksby, Electric Superintendent reported that the HMT will doing some maintenance work at Industrial Substation. At RockTenn a paper machine went down for maintenance. The Electric Department will replace some 115KV, 4 bolt Pad connectors. Batteries will be replaced at the Industrial Substation. The department may repair the underground cable under the 695 bypass rather than replacing the entire 2000 foot run. They will also replace two caster banks of the Lakeland Substation to failure 13.8 KV. Joe Hawksby is looking into buy a new bucket truck.

**DPW/Highway**Mark Cazzolli, Highway Superintendent reported his department has a crew cutting grass and brush. The asphalt repair crew has been out repairing pot holes and small sections of roadways as needed. The Solvay Pool is on schedule to open on June 29, 2014. A crew painted, cleaned up, made repairs and repaired four doors at the pool. The area for sidewalk repairs are Montrose Ave, upper west end, lower Cogswell Ave and sections of Third Street and possibly more.

**Library** Loretta Hughes reported:

- The Library's summer hours began on Sunday, June 22. From now until Labor Day weekend the Library will be open half days on Saturdays from 9:00-1:00 and closed on Sundays.
- Summer Reading Club our summer reading program began yesterday and runs through August 15<sup>th</sup>.
   As of today we have 38 kids signed up so we're off to a pretty good start.
- In addition to the reading club we're also introducing several new programs starting this week. We have the teen program on Tuesdays, a family movie night on Wednesdays, our Game Day on Thursdays, Crafts Day on Fridays, and a Saturday morning stories and activity hour for younger kids on Saturdays.
- This week we're also starting our monthly Book Readers and Tail Waggers Program Children ages 5 and older get to sit and read to a trained and certified therapy dog for 10-15 minutes to practice their reading skills. The dog and his handler are coming to us from PAWS of CNY a volunteer organization that brings therapy dogs to libraries, schools, hospitals and nursing homes. This type of program is beneficial to all children but especially for struggling or reluctant readers. Over time the child's reading ability and confidence can improve because they're reading with a non-judgmental reading partner, they get to choose whatever book they'd like to read and they're practicing their skills in a fun way. Today we had four children participate and each got to read for about 15 minutes. We'll offer this program on the 4<sup>th</sup> Tuesday of each month at 3:00 p.m.

• Tomorrow for our first family movie we'll be showing the new "The Lego Movie" starting at 6:00 p.m. in the Community Room.

# **Library Staff**

We received a couple written Visitor Satisfaction Forms over the past month from patrons giving us feedback about their experience at the Library. Both were very complimentary with a lot of positive comments. One in particular was especially complimentary of one of our Clerks, Brian Rowlands. Brian assists patrons who request help using computers, scanners, Kindles, etc. and this particular patron credits Brian with helping him get a job at the VA Hospital. He said his assistance was instrumental in helping him get the job.

**Codes** Trustee Tarolli reported the Board will be voting on new licensing fees.

**Stormwater** None at this time

#### **RESOLUTIONS:**

1. Authorization from the Board of Trustees to approve the minutes from the May 27, 2014 Regular Board Meeting and the Reading of the Minutes be herewith dispensed.

MOTION: Daniel Bellotti SECOND: Derek Baichi

AYES: 7 NAYES: 0 MOTION CARRIED

2. Authorization from the Board of Trustees to pay C&S Engineers \$85.00 for services rendered for 4/1/14 - 4/30/14. (Invoice 0146052)

MOTION: John Fall Sr SECOND: Daniel Bellotti

AYES: 7 NAYES: 0 MOTION CARRIED

3. Authorization from the Board of Trustees to pay C&S Engineers \$637.50 for services rendered for 3/1/14-3/31/14. (Invoice 0145606 which was tabled from the April 22, 2014 Board Meeting)

MOTION: SECOND:

AYES: NAYES: MOTION CARRIED

This resolution was to be deleted. Withdrawn by sponsor.

4. Authorization from the Board of Trustees to pay C&S Engineers \$7500.42 for services rendered for 5/1/14 through 5/31/14. (Invoices 0146411, 0146412, 0146413, 0146414, 0146415, 0146417).

MOTION: Daniel Bellotti SECOND: Thomas Tarolli

AYES: 7 NAYES: 0 MOTION CARRIED

5. Authorization from the Board of Trustees to approve the Budget Modifications:

MOTION: John Cregg SECOND: Thomas Tarolli

AYES: 7 NAYES: 0 MOTION CARRIED

Village of Solvay General Fund

**Schedule of Proposed Budget Modifications** 

		(as (as modified ) Current	proposed	newly modified Budget
Account	Title	Budget	Budget Mod	Amount
<u>Revenue</u>				
411300A	Utility Gross Receipts Tax	26,000	258	26,258
412550A	Village Clerk Fees	1,134	60	1,194
415200A	Police Fees	1,200	(116)	1,084
415600A	Safety Inspection Fees	3,382	125	3,507
415610A	Safety Registration Fees	1,910	75	1,985
415890A	Other Public Safety Income	329	500	829
420010A	Parks & Recs Fees	450	(120)	330
424010A	Interest Income on Deposits	560	19	579
424600A	Internet Commissions	12,500	(205)	12,295
425010A	Business Licenses	2,133	(50)	2,083
425550A	Permits	5,465	115	5,580
426100A	Fines & Forfeited Bail	92,500	(13,360)	79,140
428100A	Contribution From Electric	360,000	41,728	401,728
	Total	507,563	29,029	536,592

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5312.01	Police - Vehicle Repairs	17,500	1,250	18,750
5312.01	Police - Fuel	44,000	1,877	45,877
3312.03	Police - Equipment	44,000	1,077	45,677
5312.13	Repairs/Service	2,225	(431)	1,794
5312.15	Police - Office Supplies	2,242	(140)	2,102
5312.19	Police - Misc. Expenses	4,500	(218)	4,282
5312.19	'	+	, ,	
	Police - Telephone Expenses	11,240	(634)	10,606
511101A	Police Justice - Wages	67,200	1,209	68,409
511102A	Police Justice - Equip	3,282	(1,182)	2,100
511104A	Police Justice -Other	14,000	2,011	16,011
512104A 513254A	Mayor - Other	3,820	(52)	3,768
	Treasurer - Other	14,000	(248)	13,752
514101A	Village Clerk - Wages	538	(538)	0
514204A	Law - Other	65,000	2,706	67,706
514404A	Engineer - Other	35,000	22,032	57,032
516201A	Building - Wages	93,209	(2,621)	90,588
516204A	Building - Other	46,000	(2,043)	43,957
516404A	Central Garage - Other	50,000	(4,110)	45,890
519104A	Insurance	109,263	(15,888)	93,375
519904A	General Contingent Account	177,983	52,413	230,396
531201A	Police - Wages	1,115,840	(12,812)	1,103,028
531202A	Police - Equipment	27,000	24,759	51,759
536201A	Code Enforcer - Wages	39,377	(178)	39,199
536204A	Code Enforcer - Other	37,500	186	37,686
550101A	Street Administrative - Wages	68,762	788	69,550
550104A	Street Admin - Other	6,000	(205)	5,795
551101A	Street Maintenance - Wages	217,766	(42,733)	175,033
551104A	Street Maintenance - Other	164,911	(39,032)	125,879
551421A	Snow Removal - Wages	145,831	311	146,142
551422A	Snow Removal - Equip	3,833	(3,833)	0
551424A	Snow Removal - Other	131,111	3,833	134,944
551820A	Street Lighting		41,728	41,728
571101A	Parks & Recs - Wages	60,006	(813)	59,193
571102A	Parks & Recs - Equip		9,386	9,386
571104A	Parks & Recs - Other	19,000	(3,420)	15,580
571204A	Pool - Other	10,337	(3,049)	7,288
575504A	Celebrations & Concerts	1,959	120	2,079
581201A	Sanitary Sewer - Wages	29,624	(812)	28,812
581204A	Sanitary Sewer - Other	75,000	3,785	78,785
581401A	Storm Sewer - Wages	29,345	5,505	34,850
581404A	Storm Sewer - Other	5,162	2,118	7,280
581601A	Refuse Collection - Wages	25,113	(681)	24,432
581604A	Refuse Collection - Other	333,305	120	333,425
581701A	Street Cleaning - Wages	106,377	(6,938)	99,439
581704A	Street Cleaning - Other	6,000	(557)	5,443
590308A	Social Security	156,468	(3,841)	152,627
590408A	Workers Comp	84,473	(669)	83,804
590458A	Life Insurance	14,700	(1,978)	12,722
590558A	Disability Ins	2,000	(616)	1,384
590608A	Health Insurance	563,966	(2,970)	560,996
599019A	Interfund Transfer	1,173	18,601	19,774
599999A	Contribution to Public Library	265,485	(12,587)	252,898
·	Total	4,841,731	29,029	312,189

6. Authorization from the Board of Trustees to pay Costello, Cooney & Fearon, PLLC for \$11,148.36 services rendered for the month of May 2014.

MOTION: Derek Baichi SECOND: Daniel Bellotti

AYES: 7 NAYES: 0 MOTION CARRIED

7. Authorization from the Board of Trustees to pay Ground Effects for \$38,931.00 for services rendered for the completion of express blower application of 8196 S.Y. of EcoBlanket, Village of Solvay Youth Center erosion control and turf establishment and additional cost for establishing turf using specified seed mix.

MOTION: Harry DeCarlo SECOND: John Cregg

AYES: 7 NAYES: 0 MOTION CARRIED

8. Authorization from the Board to approve the submission of the Section 211 waiver for Conliff Richard Cox. The Village canvassed the complete and most current Civil Service list which contained thirteen (13) names. There were nine (9) no responses, three (3) responded but not interested and one (1) that stated an interest.

MOTION: Daniel Bellotti SECOND: John Fall Sr

AYES: 7 NAYES: 0 MOTION CARRIED

9. Authorization from the Board of Trustees to hire James LaRose IV as a part-time police officer Contingent that he completes Phase II training and polygraph exam effective June 28, 2014 at an hourly rate of \$17.10.

MOTION: John Fall Sr SECOND: Thomas Tarolli

AYES: 7 NAYES: 0 MOTION CARRIED

10. 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.

miscs.		
STREET ADDRESS	TAX MAP	NAME OF OWNER
128 Freeman Ave	01006-15.0	Jill Lewis
215 Boulder Rd	01201-20.0	Helen Sokolowski
613 Third St	00506-04.0	Ralph Sanders
312 Cogswell Ave	00408-11.0	Specialized Loan Servicing
101 Barclay St	01102-01.0	John P. McGory
110 Wynthrop Rd.	00908-06.0	Jeanne M. Sharples
209-217 Charles Ave	01109-05.1	Leer Development Group
210 Lamont Ave	01005-10.0	Mercedes & Robert Jones
618 Third St	00409-22.1	Walter Wing
323 Second St	00706-02.1	Ann S. Ballard
321 Second St	00706-03.0	Michael Ross
120 Worth Ave	00507-11.0	Tina Baum
112 Worth Ave	00507-07.0	Patrick LaBlanc
306 First St	00701-02.0	Entourage REI LLC
709 Second St	00409-06.0	Brian Hunt
208-210 William St	01016-01.0	Alfonso F. Pestillo
405 Third St	00708-01.0	Hiroto G. Naro
314 Darrow Ave	00304-08.0	Liedka William R.
105 Fay Rd.	01501-38.0	Mary Lynch
OTION: Daniel Dell	_11!	

MOTION: Daniel Bellotti SECOND: Derek Baichi

AYES: 7 NAYES: 0 MOTION CARRIED

11. Approving the Trump/Power Street Bioretention and Highway Garage Green Infrastructure projects and authorizing the Mayor to sign contracts with DE Tarolli and J&J Landscaping in connection therewith, in accordance with and as specified in the Onondaga County Bid Documents, bid reference No. 7724 and in accordance with the Onondaga County Save the Rain Program.

MOTION: John Cregg SECOND: John Fall Sr

AYES: 7 NAYES: 0 MOTION CARRIED

12. Authorization from the Board of Trustees to authorize James DiFulio from a part-time police officer to a full time second class police officer effective June 28, 2014.

MOTION: John Fall Sr SECOND: Thomas Tarolli

Harry DeCarlo	Trustee	Voted	Yes
Daniel Bellotti	Trustee	Voted	Yes
John Fall Sr	Trustee	Voted	Yes
Derek Baichi	Trustee	Voted	No
John Cregg	Trustee	Voted	Yes
Thomas Tarolli	Deputy Mayor	Voted	Yes
Ronald Benedetti	Mayor	Voted	Yes

The foregoing Resolution was thereupon declared duly adopted.

DATED: June 24, 2014

13. Thomas Tarolli introduced proposed Local Law No. C-2014 to amend Chapter 109 (titled "Licensing") of the Code of the Village of Solvay to impose certain licensing obligations upon individuals or entities operating a restaurant, eating place, lunch counter or similar place for the sale or consumption of food and beverage, seconded by <u>Daniel Bellotti</u>:

**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, the Village Board shall act as lead agency, and that the enactment of proposed Local Law C-2014 is a Type 2 action in accordance with 6NYCRR Part 617.5(c)(20) and will have no significant effect on the environment, thus concluding the environmental review process; and it is further

**RESOLVED**, that the Village Board shall conduct a public hearing as to the enactment of proposed Local Law No. C-2014 at the Town of Geddes Town Hall, 1000 Woods Road, in the Village of Solvay, on July 22, 2012, at 6:00 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

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

Daniel Bellotti	Trustee	Voted	Yes
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: June 24, 2014** 

# VILLAGE OF SOLVAY PROPOSED LOCAL LAW NO. C-2014 A Local Law Amending Chapter 109, titled "Licensing," of the Village of Solvay Code

Be it enacted by the Trustees of the Village of Solvay, that this local law amends Chapter 109 of the Code of the Village of Solvay (hereinafter "Code"), titled "Licensing," to impose certain licensing obligations on individuals or entities operating a restaurant, eating place, lunch counter or similar place for the sale or consumption on the premises of food and beverage, as follows:

# SECTION 1.

So that Section 109-1 of the Code of the Village of Solvay shall be amended so as to read, in its entirety, as follows:

"§ 109-1 LEGISLATIVE INTENT.

The purpose of this Chapter shall be to preserve the public peace and good order in the Village of Solvay and to contribute to the public welfare and good order of its people by enforcing

certain regulations and restrictions, which shall include licensing and registration obligations, on hawkers, vendors, solicitors and peddlers in order to prevent fraud, crime and unethical and dishonest business practices within the Village of Solvay and to protect our citizens from such behavior."

## **SECTION 2.**

So that Section 109-3 of the Code of the Village of Solvay shall be amended so as to read, in its entirety, as follows:

"§109-3LICENSE REQUIRED.

It shall be unlawful for any person to engage in, conduct, manage, operate or cause to be conducted, managed or operated within the limits of the Village the business of hawker, vendor, solicitor, peddler or charitable solicitor, or operate a restaurant, eating place, lunch counter or similar place for the sale or consumption on the premises of food and beverages, without first obtaining a license from the Village Clerk."

#### **SECTION 3.**

So that Section 109-5 of the Code of the Village of Solvay shall be amended so as to read, in its entirety, as follows:

"§109-5INFORMATION REQUIRED WITH APPLICATION.

Each applicant for a license shall file with the Village Clerk, on a form to be provided by the Village of Solvay, an application, in writing, which shall give the following information and be signed and affirmed by the applicant under the penalties of perjury:

- A. If the applicant is a hawker, vendor, solicitor, peddler or charitable solicitor, the applicant shall provide the following information:
  - a. the name, age and physical description of the applicant;
  - b. his or her complete permanent home and local address and the telephone number at such address;
  - c. the name and address of the organization or person for whom solicitation is being made and the telephone number at such address;
  - d. a description of the nature of the business and the goods, services or wares to be sold and sufficient information to determine the business to be transacted;
  - e. the days, dates and routes of business or solicitation in the Village of Solvay, which, unless special permission is granted by the Village Clerk, shall be between the hours of 9:00 a.m. and 7:00 p.m.;
  - f. a statement as to whether or not the applicant has been convicted of a crime, misdemeanor or disorderly conduct offense, and where and when so convicted, the nature of the offense and the penalty, if any; and
  - g. the make, model, year, color and license plate number of the automobiles used by the applicant during the period of solicitation in the Village and the driver identification number and state of issuance on applicant's driver's license.
- B. If the applicant operates a restaurant, eating place, lunch counter or similar place for the sale or consumption on the premises of food or beverages, the applicant shall provide the following information:
  - a. the name, address and telephone number of the business;
  - b. the name, address and telephone number of the building owner;
  - c. the hours and days of operation;
  - d. if licensed by the New York State Alcoholic Beverage Control Board, the license number;
  - e. a list of all State and County licenses held by the business;
  - f. if the applicant is a partnership, association or LLC, a list of all partners or members, including address or, if a sole proprietorship, the name of the sole proprietor; and
  - g. any assumed names of the business (D/B/A/)."

#### **SECTION 4.**

So that Section 109-8 of the Code of the Village of Solvay shall be amended so as to read, in its entirety, as follows:

"§109-8INFORMATION ON LICENSE.

Each applicant shall be issued a license by the Village Clerk, upon which shall be impressed the Official Seal of the Village of Solvay and the period for which said license shall be valid. Licenses

issued to a hawker, vendor, solicitor, peddler or charitable solicitor shall be valid for a period not to exceed thirty (30) calendar days from the date of issuance. Licenses issued to an applicant who operates a restaurant, eating place, lunch counter or similar place for the sale or consumption on the premises of food or beverages shall be valid for a period not to exceed one (1) year."

#### **SECTION 5.**

So that Section 109-9 of the Code of the Village of Solvay shall be amended so as to read, in its entirety, as follows:

"§109-9DISPLAY OF LICENSE.

The licensee shall carry or display the license at all times when conducting business in the Village and shall exhibit it to any citizen or Village official upon request. At the conclusion of the period for which the license was issued, said license shall be returned to the Village Clerk."

#### **SECTION 6.**

So that Section 109-11 of the Code of the Village of Solvay shall be amended so as to read, in its entirety, as follows:

"§109-11 TRANSFER OF LICENSE PROHIBITED.

No license issued under the provisions of this Chapter shall be used at any time by any person or business other than the one to whom it was issued."

#### SECTION 7.

So that Section 109-12 of the Code of the Village of Solvay shall be amended so as to read, in its entirety, as follows:

"§109-12 PROHIBITIONS.

Every hawker, vendor, solicitor, peddler or charitable solicitor to whom a license is issued under the terms of this Chapter shall be governed by the following rules and regulations:

- A. Licensee shall not falsely or fraudulently misrepresent the quantity, character or quality of any article offered for sale.
- B. Licensee shall not stand or permit the vehicle used by them to stand in any public place or street for more than ten (10) minutes, or in front of any premises for any time if the owner or lessee objects.
- C. Licensee shall not create or maintain any booth or other obstruction upon any street or public place for the purposes of selling or exposing for sale any goods, wares or merchandise.
- D. Licensee shall not sell any merchandise within two hundred fifty feet (250') of any school between the hours of 8:00 a.m. and 4:00 p.m. on school days.
- E. No person subject to the terms of this Chapter shall enter or attempt to enter the house or apartment of any resident in the Village without an express invitation from the occupant of the house or apartment.
- F. No person subject to the terms of this Chapter shall conduct themselves in such a manner as to annoy or harass any person while soliciting within the Village.

# **SECTION 8**.

So that Section 109-15 of the Code of the Village of Solvay shall be amended so as to read, in its entirety, as follows:

"§109-15 APPEALS.

In the event that an application for a license is revoked or denied, the applicant may appeal to the Board of Trustees of the Village of Solvay, which shall set a time and place for a hearing. Such hearing shall be held within fifteen (15) days after a request for an appeal has been filed with the Village Clerk and at which hearing the applicant will be given an opportunity to present their reasons why the license should be issued. The decision of the Board of Trustees is final."

# **SECTION 9. EFFECTIVE DATE.**

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

#### **NEW BUSINESS**

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Resolved that this Board of Trustees move into Executive Session to discuss a personnel matter at 6:50 p.m.

MOTION: John Fall Sr SECOND: Derek Baichi

AYES: 7 NAYES: 0 MOTION CARRIED

Resolved that the Executive Session be closed and that this Board return to the regular meeting at 7:55 p.m.

MOTION: Daniel Bellotti

June 24, 2014 Regular Board Meeting

SECOND: Derek Baichi AYES: 7 NAYE

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

# No action was taken at the Executive session meeting.

# ADJOURNMENT:

The regular meeting of the Solvay Board of Trustees be adjourned at 7:57 p.m.

MOTION: John Fall Sr
SECOND: Derek Baichi
AYES: 7 NAYES: 0

**MOTION CARRIED** 

Respectfully submitted,

Gail M Tarolli, Village Clerk