

**VILLAGE OF MINOA  
BOARD OF TRUSTEES  
October 5, 2015**

**PRESENT:** Mayor Richard Donovan  
Trustee Abbott  
Trustee Brazill  
Trustee Champagne (*Absent*)  
Trustee Christensen  
Clerk Treasurer Lisa DeVona  
Attorney Courtney Hills, Primo & Hills Law Firm

**ALSO PRESENT:** Mike Macko, Dan Engelhardt, John Jaramcz, Matt McGarrity, Jeremy Erard, Denny Erard, Pat Abbott

Mayor Donovan opened the village board meeting at 7:00 pm with the Pledge of Allegiance led by Trustee Christensen.

**PRESENTATION –  
CAMDEN GROUP  
SOLAR PPA**

Ken Scherrieble, President of Camden Group presented the board with a Solar Power Purchase Agreement (PPA) for an 82.35 roof mount PV solar systems to be located at the DPW / WTP, 102 Kalin Drive. The 30-year agreement between Village of Minoa and Sunvestment Group New York, PPA for the purchase and sale of solar generated electric energy from the solar panel system to be installed at 102 Kalin Drive. A net metering agreement with National Grid for energy used at the location. A discussion ensued regarding compliance with competitive bidding requirements for this project. Mr. Scherrieble stated that unless the “rules” have changed he was of the opinion and request for proposal was not required. Mayor Donovan thanked Mr. Scherrieble for the presentation.

**CLERK-  
TREASURER**

***MEETING MINUTES – SEPTEMBER 21, 2015***  
Tabled

***COUNTY AUCTION PROCESS***

Clerk Treasurer DeVona reported Onondaga County will auction 203 William Street (tax map #036.-06-22) and 107 Whiskwood Lane (tax map #006.-06-34.0) on November 2, 2015.

***RATIFY PRIOR APPROVAL TO ACCEPT BONADIO & CO, LLP ENGAGEMENT LETTER TO REVIEW THE FINANCIAL STATEMENTS***

Trustee Christensen made a motion, seconded by Trustee Abbott to ratify prior approval to accept Bonadio & Co., LLP engagement letter to review the financial statements for fiscal year ending May 31, 2015 for village and justice court in the amount of \$13,700.00. All in favor; motion carried.

***ADDITIONAL SECURITY ALARMS / VILLAGE OFFICE / TIME WARNER SECURITY***

Trustee Christensen made a motion, seconded by Trustee Brazill to add five additional security buttons to the existing commercial security system with Time Warner Security in the amount of \$575.00; no additional monthly fees associated with the install and all security buttons will be located in the village clerk’s office. All in favor; motion carried.

***BOND RESOLUTION SUBJECT TO PERMISSIVE REFERENDUM***

Trustee Abbott made a motion, seconded by Trustee Brazill to adopt the following bond resolution:

**BOND RESOLUTION DATED OCTOBER 5, 2015  
AUTHORIZING THE ISSUANCE OF \$725,000 SERIAL BONDS  
OF THE VILLAGE OF MINOA, NEW YORK, TO PAY THE  
COST OF THE ACQUISITION OF A FIRE FIGHTING VEHICLE  
FOR SAID VILLAGE.**

**WHEREAS, Section 4-412 of the Village Law of the State of New York**

empowers the Board of Trustees of the Village of Minoa (the "Village") to take all measures and do all acts desirable for the good government of the Village and the preservation and protection of public works; and

**WHEREAS**, the Board of Trustees of the Village has determined that it is necessary for the Village to acquire a fire fighting vehicle for Village purposes (collectively, the "Project"); and

**WHEREAS**, the Village is a local agency pursuant to the New York State Environmental Quality Review Act ("SEQRA"), ECL Section 8-0101, *et seq.*, and implementing regulations, 6 NYCRR Part 617 (the "Regulations") and is required to make a determination with respect to the environmental impact of any "action" (as defined by SEQRA) to be taken by the Village and the approval of the Project and this bond resolution constitutes such an action; and

**WHEREAS**, the Board of Trustees of the Village now desires to authorize the Project and the financing of the cost thereof.

**NOW, THEREFORE BE IT RESOLVED ON OCTOBER 5, 2015 BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MINOA, NEW YORK (by favorable vote of not less than two thirds of said Board), AS FOLLOWS:**

Section 1. The Village Board of Trustees hereby determines that the Project constitutes a "Type II Action" under Section 617.5(c)(25) of the Regulations and is not subject to review under SEQRA.

Section 2. The acquisition of a fire fighting vehicle with ladder and all other appurtenant equipment, machinery, apparatus and other improvements incidental thereto, all as required for the purpose for which such fire fighting vehicle is to be used, at a maximum estimated cost of \$725,000, including all legal and professional costs and other necessary appurtenances and all other necessary costs incidental to such project, which is estimated to be the total cost thereof, is hereby approved.

Section 3. To pay the cost of the acquisition of a fire fighting vehicle, including incidental equipment and expenses in connection therewith, there are hereby authorized to be issued \$725,000 serial bonds of the Village pursuant to the provisions of the Local Finance Law.

Section 4. It is hereby determined that the aggregate maximum estimated cost of the aforesaid objects or purposes described in Section 3 hereof is \$725,000, and that the plan for the financing thereof is the issuance of up to \$725,000 serial bonds herein authorized, subject to permissive referendum, to be issued therefore pursuant to the provisions of the Local Finance Law. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is twenty five (25) years, pursuant to subdivision 27 of paragraph a of Section 11.00 of the Local Finance Law.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. The full faith and credit of said Village of Minoa, New York, is hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. Such bonds shall be in fully registered form and shall be signed in the name of the Village of Minoa, New York, by the manual or facsimile signature of the Village Treasurer and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Village Clerk.

Section 8. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Village Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the Village; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Village Treasurer shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the

application of the purchase money.

Section 9. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Village by the facsimile signature of the Village Treasurer, providing for the manual countersignature of a fiscal agent or of a designated official of the Village), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Village Treasurer. It is hereby determined that it is to the financial advantage of the Village not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Village Treasurer shall determine.

Section 10. The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 11. The Village reasonably expects to reimburse itself for expenditures made for the Project out of the Village's General Fund from the proceeds of the bonds or notes herein authorized. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2.

Section 12. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein. Current funds are not required by the Local Finance Law to be provided prior to the issuance of the bonds and any notes issued in anticipation thereof authorized by this resolution.

Section 13. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. The law firm of Trespasz & Marquardt, LLP is hereby appointed bond counsel to the Village in relation to the issuance of the bonds and notes authorized hereunder.

Section 15. This resolution shall be subject to permissive referendum and a summary hereof shall be published by the Village Clerk as provided by Village Law Section 9-900. This resolution shall become effective 30 days after its adoption. Following such effective date, in the event that no petition for a referendum was timely submitted and filed, the Village Clerk shall cause the publishing and posting of a notice in substantially the form provided in Section 81.00 of the Local Finance Law together with a summary of this Bond Resolution.

**WHEREFORE**, the foregoing Resolution was put to a vote of the members of the Board of Trustees of the Village on October 5, 2015, the result of which vote was as follows:

<u>TRUSTEE</u>	<u>VOTE</u>
Richard J. Donovan, Mayor	Aye
William F. Brazill, Deputy Mayor	Aye
John M. Abbott, Trustee	Aye
Eric S. Christensen, Trustee	Aye
John H. Champagne, Trustee	Absent

The resolution was thereupon declared duly adopted.

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**FIRE  
DEPARTMENT**

***TRAINING REQUEST – V. CARCIOFOLO – FIRE OFFICER I***

Trustee Abbott made a motion, seconded by Trustee Christensen to send Vincent Carciofolo to Fire Officer I, December 3-6 and December 10-13, 2015, NYS Academy of Fire Science, Montour Falls, NY. All in favor; motion carried.

***TRAINING REQUEST – VARIOUS MEMBERS TO CLAY FIRE TRAINING TOWER***

Trustee Christensen made a motion, seconded by Trustee Abbott to members to Clay Fire Training Tower, October 5, 2015 for Live Class A burn and smoke; \$275.00. All in favor; motion carried.

**CELEBRATION**

***ANNUAL TREE LIGHTING***

Trustee Brazill made a motion, seconded by Trustee Christensen to hold the annual Tree Lighting on Sunday, December 6, 2015 Minoa Fire Station I. All in favor; motion carried.

**WTP / CERF**

***SURPLUS EQUIPMENT - OLD AMBULANCE VEHICLE USED FOR SEWER JET TRANSPORT***

Trustee Brazill made a motion, seconded by Trustee Abbott to declare old ambulance vehicle (VIN #5494) used as sewer jet transport as surplus equipment and send to county auction. All in favor; motion carried.

***PERMISSION TO PURCHASE NEW TRAILER TO TRANSPORT SEWER JET EQUIPMENT***

Trustee Brazill made a motion, seconded by Trustee Abbott to approve the purchase of new trailer to transport sewer jet equipment in the amount of \$3,975.85 from Trux Outfitters. All in favor; motion carried.

***RATIFY PRIOR APPROVAL TO SEND ERIC CUSHING TO NYCOM DPW CONFERENCE, OCTOBER 25-28, 2015 IN LAKE PLACID***

Trustee Brazill made a motion, seconded by Trustee Christensen to ratify prior approval to send Eric Cushing to NYCOM DPW Conference, October 25-28, 2015 in Lake Placid, NY. All in favor; motion carried.

**AUDIT OF  
CLAIMS  
ABSTRACT 009**

A motion was made by Trustee Christensen and seconded by Trustee Abbott that the claims on Abstract #008 in the amounts of General Fund - \$77,516.63 (Vouchers 391 - 430), Sewer Fund - \$3,643.24 (Vouchers 156 - 176), for a total of \$81,159.87 audited and paid. All in favor; motion carried.

**ATTORNEY  
REPORT**

Nothing new to report.

**TRUSTEE'S  
REPORT**

Trustee Christensen nothing new to report.

Trustee Abbott reported approximately 450 people attended the benefit for George Pfeiffer raising approximately \$30,000 for the family.

Trustee Brazill thanked all village departments and employees who participated with the festival this year.

**MAYOR'S  
REPORT**

Mayor Donovan reported on the following:

- The village newsletter will now include a historical page containing articles written by local historian and/or village residents and because this information will be included in the newsletter the Minoa Chronicle will no longer be published. Anyone receiving the Chronicle subscription will receive a copy of the newsletter.
- Announced FEMA representatives will be in Minoa to discuss the flood maps in Onondaga County, local elected officials have been invited to attend the meeting.
- Onondaga County Soil & Water has finished a creek survey

**PUBLIC  
COMMENTS**

No comments from the public.

**EXECUTIVE  
SESSION – IN**

Trustee Christensen made a motion, seconded by Trustees Abbott to enter into Executive Session for the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. All in favor; motion carried.

The board entered into Executive Session at 8:04pm.

**EXECUTIVE  
SESSION – OUT**

Trustee Abbott made a motion, seconded by Trustee Brazill to enter Regular Session. All in favor; motion carried.

The board entered into Regular Session at 8:36pm.

**FIRE  
DEPARTMENT**

***PERMISSION TO PIGGY-BACK ON CHAUTAUQUA COUNTY CONTRACT #E-11-14PFTH FOR 2016 CHEVROLET TAHOE***

Trustee Brazill made a motion, seconded by Trustee Christensen to piggy-back on Chautauqua County Contract #E-11-14PFTH for the purchase of 2016 Special Service Vehicle Chevrolet Tahoe in the amount of \$33,127.30. All in favor; motion carried.

**ADJOURNMENT**

A motion was made by Trustee Christensen and seconded by Trustee Brazill to adjourn the village board meeting at 8:42 pm. All in favor. Motion carried.

Respectfully submitted,

*Lisa L. DeVona*

Lisa L. DeVona  
Clerk-Treasurer