

VILLAGE OF MINOA
BOARD OF TRUSTEES
SEPTEMBER 6, 2016
7:00PM

PRESENT: Mayor William Brazill
Trustee Abbott
Trustee Champagne
Trustee Christensen
Trustee Rinaldi
Clerk Treasurer Lisa DeVona
Attorney Courtney Hills, Primo & Hills Law Firm

ALSO PRESENT: Mike Macko, Attendant
Fire Chief Erich Schepp
John Sears

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

**PUBLIC HEARING –
LL#3 FOR 2016**

LOCAL LAW #3 – NEW CHAPTER 56 CABLE TELEVISION FRANCHISE

Trustee Christensen made a motion, seconded by Trustee Champagne to waive the reading of the legal notice for Local Law #3 for 2016 and open the public hearing. All in favor; motion carried.

Mayor Brazill opened the public hearing at 7:03pm.

Attorney Hills reviewed the draft and read aloud the following intent and purpose:

- A. The Village of Minoa finds that the development of cable television and communications systems has the potential of having great benefit and impact upon the people of Minoa. Because of the complex and rapidly changing technology associated with cable television, the Village further finds that the public convenience, safety and general welfare can best be served by establishing regulatory powers which should be vested in the Village or such persons as the Village shall designate. It is the intent of this Chapter and subsequent amendments to provide for and specify the means to attain the best possible public interest and public purpose in these matters, and any franchise issued pursuant to this Chapter shall be deemed to include this finding as an integral part thereof.
- B. Further, it is recognized that cable communications systems have the capacity to provide not only entertainment and information services to the Village's residents, but can provide a variety of broadband, interactive communications services to institutions and individuals. Many of these services involve Village agencies and other public institutions by providing governmental, educational or health care communications.
- C. For these purposes, the following goals underlie the regulations contained herein:
 - (1) Communications services should be provided to the maximum number of Village residents.
 - (2) The system should be capable of accommodating both the present and reasonably foreseeable future communications needs of the Village.
 - (3) The system should be improved and upgraded during the franchise term so that the new facilities necessary for the operation of this system shall be integrated to the maximum extent possible with existing facilities as specified in the franchise.

Trustee Rinaldi asked what the term of the franchise would be. Attorney Hills stated it was 10 years. The board discussed and agreed that was too long and would like a minimum of 5 years included in the local law.

With no further questions or comments Trustee Champagne made a motion, seconded by Trustee Christensen to close the public hearing. All in favor; motion carried.

Mayor Brazill closed the public hearing at 7:13pm.

**ADOPTION – LOCAL
LAW #3 CABLE
TELEVISION
FRANCHISES**

Trustee Abbott made a motion, seconded by Trustee Champagne to adopt Local Law #3, establishing new Chapter 56, Cable Television Franchise as amended by the changes noted above. All in favor; motion carried.

**PUBLIC HEARING –
LL#4 FOR 2016**

Trustee Christensen made a motion, seconded by Trustee Champagne to waive the reading of the legal notice for Local Law #4 for 2016 and open the public hearing. All in favor; motion carried.

Mayor Brazill opened the public hearing at 7:14pm.

Attorney Hills stated The purpose of this local law is to incorporate by adoption of a new local law, the provisions of New York Village Law § 5-530 enabling the Village of Minoa to collect Utility gross receipts tax, such previous adoption having been by ordinance or resolution and not included in the current Village Code as printed and published. Pursuant to the authority granted by § 5-530 of the Village Law of the State of New York, a tax equal to 1% of its Gross Income from and after the first day of June 1, 1969 is hereby imposed: A tax equal to 1% of the Gross Income of every Utility doing business in the Village which is subject to the supervision of the New York State Department of Public Service, which has an annual Gross Income in excess of \$500, except motor carriers or brokers subject to such supervision under Article 3-B of the Public Service Law. A tax equal to 1% of its gross operating every other Utility doing business in the Village which has an annual Gross Operating Income in excess of \$500.

With no questions or comments from the public or board members Trustee Christensen made a motion, seconded by Trustee Abbott to close the public hearing. All in favor; motion carried.

Mayor Brazill closed the public hearing at 7:20pm.

**ADOPTION OF LOCAL
LAW #4
UTILITY GROSS
RECEIPTS TAX**

Trustee Abbott made a motion, seconded by Trustee Christensen to adopt the Local Law #4 – Utility Gross Receipts Tax as written. All in favor; motion carried.

**PUBLIC HEARING –
LL#5 FOR 2016**

**LL#5 AMENDMENTS TO CHAPTERS 66, 98, 113, 116, 120, 136, 160 AND NEW
CHAPTER 61**

Trustee Christensen made a motion, seconded by Trustee Abbott to waive the reading of the legal notice for Local Law #5 for 2016 and open the public hearing. All in favor; motion carried.

Mayor Brazill opened the public hearing at 7:20pm.

Trustee Champagne stated he is not prepared to discuss the changes being proposed in this draft and needs more time to review. Mayor Brazill asked the other members of the board if they were prepared to move forward with the draft and/or if they had any comments.

Trustees Abbott and Rinaldi stated they were not prepared to discuss the local law.

Attorney Hills recommended the board keep the public hearing open and continue it until members are ready to discuss.

Trustee Champagne made a motion, seconded by Trustee Christensen to continue the public hearing until November 7, 2016 at 7:00pm. All in favor; motion carried.

Mayor Brazill asked that each board member review the draft and if there are any questions or concerns to meet with Clerk DeVona and Codes Enforcement Officer Mike Murnane.

The public hearing remains open until November 7, 2016 at 7:00pm.

**CLERK-
TREASURER**

MEETING MINUTES-AUGUST 15, 2016

Trustee Champagne made a motion, seconded by Trustee Rinaldi to approve the meeting minutes of August 15, 2016 as submitted. Mayor Brazill, Trustees Champagne and Rinaldi all voted yes; motion carried.

TRAINING SEMINAR – NYS RETIREMENT SYSTEM EMPLOYER EDUCATION UNIT

Trustee Abbott made a motion, seconded by Trustee Champagne to approve the request to send Clerk-Treasurer to NYS Retirement System Employer Education Unit, Madison-Oneida BOCES, Verona NY on October 14, 2016, 9am – 3:30pm; no fee to attend, mileage will be reimbursed. All in favor; motion carried.

FORZA SOCCER CLUB REQUEST TO USE FIRE STATION I FOR A FUND RAISING CAR WASH EVENT

Trustee Christensen made a motion, seconded by Trustee Champagne to approve the request to use Fire Station I, contingent upon the Fire Department approving the request and coordinating the date/time of the event. All in favor; motion carried.

RESOLUTION – THINK DIFFERENTLY PROMOTING AWARENESS AND ACCEPTANCE OF ALL PEOPLE AND ADVOCATING FOR THE INCLUSION OF ALL INDIVIDUALS LIVING ON THE AUTISM SPECTRUM AND WITH SPECIAL NEEDS

Trustee Champagne made a motion, seconded by Trustee Christensen to adopt the following resolution:

Village of Minoa adopts the “Think Differently” initiative to assist individuals with special needs and their families,

WHEREAS, the “Think Differently” initiative is about promoting awareness and acceptance of all people, and advocating for the inclusion of all individuals living on the Autism Spectrum and with special needs; and

WHEREAS, our state and communities are stronger because of our diversity and differences; and,

WHEREAS, according to the Center for Disease Control (CDC) over 55 million people, or approximately 10% of Americans, have a type of disability or special need; and

WHEREAS, for some people with special needs the very thing that makes them unique can also keep them on the sidelines, separate from those who might not understand their differences or uniqueness; and

WHEREAS, it is important to promote and provide guidance to those with special needs on how to access publically supported services available to them in the community; and

WHEREAS, it is important to encourage and educate the community and businesses on ways they can make facilities and services more accessible and on how to train staff to welcome and support special needs customers and co-workers; and

WHEREAS, the goal of this initiative is to provide a supportive and inclusive environment for individuals of all abilities by supporting community events that expand family friendly opportunities for people with special needs and their families; and

WHEREAS, adopting the “Think Differently” initiative is an important statement that our village officials, business owners and residents can make to show their support for the differently-abled children and adults with special needs, and their families.

NOW, THEREFORE, BE IT RESOLVED that the Village of Minoa, residents and business owners to adopt the “Think Differently” initiative so that all are better prepared to communicate with, provide for, and support those living on the Autism Spectrum and with special needs.

All in favor; motion carried.

BID RESULTS NEW/RENEWAL BOND ANTICIPATION NOTE \$1,590,427

- JPMorgan Chase Bank, NA 1.23% (low bidder)
- Greene County Commercial Bank 1.29%
- Oppenheimer & Co., Inc 1.30%

2016-17 ESM YOUTH SPORTS AGREEMENT

Mayor Brazill asked Trustee Rinaldi to meet with ESM Youth Sports president to review this year’s agreement. Tabled until next meeting.

DPW

PERMISSION FOR T. PETTERELLI, S. GIARRUSSO, J. CHAMPAGNE TO ATTEND 2016 NYCOM PUBLIC WORKS TRAINING SCHOOL

Trustee Champagne made a motion, seconded by Trustee Christensen to approve the request for Tom Petterelli, Steve Giarrusso and John Champagne to attend 2016 NYCOM Public Works Training School, October 17-19, 2016, Geneva NY \$255/pp full conference fee, and \$210/per night hotel accommodations. All in favor; motion carried.

NANCY ALEXANDER, 118 COLCHESTER ROAD REQUESTS \$116.00 PENALTY TO BE WAIVED ON SEWER ACCOUNT

Trustee Champagne made a motion, seconded by Trustee Rinaldi denying the request for the \$116.00 penalty to be waived. All in favor; motion carried.

WTP / CERF

TRAINING REQUEST – S. GIARRUSSO TO ATTEND SIEWERT EQUIPMENT CONTROL VALVES

Trustee Christensen made a motion, seconded by Trustee Champagne to approve the request for Steve Giarrusso to attend Siewert Equipment Control Valves for Water & Wastewater Markets (4 credit hours), November 2, 2016 in Syracuse NY; registration fee \$75.00. All in favor; motion carried.

FIRE DEPARTMENT

TRAINING REQUEST TO SEND M. MCGARRITY AND S. MCGARRITY TO VITAL SIGNS 2016

Trustee Champagne made a motion, seconded by Trustee Abbott to approve the request for Matt McGarrity and Stephanie McGarrity to attend Vital Signs 2016, October 13-16, 2016, OnCenter in Syracuse NY, registration fee \$185/pp. All in favor; motion carried.

TRAINING REQUEST TO SEND M. MCGARRITY AND S. MCGARRITY TO BLS REFRESHER CORE CONTENT

Trustee Champagne made a motion, seconded by Trustee Christensen to approve the

request for Matt McGarrity and Stephanie McGarrity to attend BLS Refresher Core Content, October 13-16, 2016, OnCenter in Syracuse NY, registration fee \$225/pp. All in favor; motion carried.

RATIFY PRIOR APPROVAL FOR PURCHASE OF 2017 WHITE FORD UTILITY POLICE INTERCEPTOR UNDER ONONDAGA COUNTY CONTRACT - \$41,469.20

Trustee Champagne made a motion, seconded by Trustee Abbott to ratify a prior approval given on August 23, 2016 to purchase a 2017 White Ford Utility Police Interceptor under Onondaga County Contract #7418-2017 from Van Bortel Ford, Inc in the amount of \$41,469.20 which includes lighting package. Aye votes: Trustees Abbott, Christensen, Champagne; Nay votes: Trustee Rinaldi. Motion carried.

SURPLUS EQUIPMENT - DECLARE 2014 CHEVROLET TAHOE (C1)

Trustee Champagne made a motion, seconded by Trustee Abbott to declare 2014 Chevrolet Tahoe (last four of VIN#5072) as surplus equipment and authorize the Clerk to advertise vehicle for sale. All in favor; motion carried.

GRANT WRITING PROPOSAL – TENKATE GRANT WRITING, \$1,250.00

Trustee Abbott made a motion, seconded by Trustee Rinaldi to accept the grant writing proposal from TenKate Grant Writing to prepare FY2015 Assistance to Freighters Application for new engine and FY2013 Assistance to Fire Fighters Grant Application for vehicle exhaust system for Fire Station II in the amount of \$1,250.00. All in favor; motion carried.

CELEBRATIONS

ANNUAL HALLOWEEN PARTY

Trustee Abbott made a motion, seconded by Trustee Christensen to approve the annual Halloween Party on October 31, 2016 at Fire Station I, 5pm – 8:30pm. All in favor; motion carried.

JOINT SPONSORSHIP WITH TOWN OF MANLIUS WICKED WOODS EVENT

Mayor Brazill asked Trustee Rinaldi to represent the village at the committee meetings and report back to the board with event details. Tabled until next meeting.

ANNUAL TREE LIGHTING

Trustee Champagne made a motion, seconded by Trustee Christensen to approve the annual Tree Lighting on December 4, 2016 at Fire Station I, 5pm Children's Party 6pm Tree lighting. All in favor; motion carried.

ATTORNEY'S REPORT

Nothing to report

TRUSTEES' REPORT

Trustee Abbott reported he attended the annual Village of Clyde Fireman's Parade, it was a great time and a beautiful village; reminded those present that October 1, 2016 is Community Days in Lewis Park hosted by the Minoa Fire Department.

Trustee Rinaldi reported the front portion of the roof on the pole barn is finished; the building looks great and thanked the DPW department for a job well done.

Trustee Christensen congratulated Trustee Rinaldi for receiving the Fayetteville-Manlius Hall of Fame award for boys' basketball, lacrosse and football teams (1980-1984). Trustee Christensen also thanked those who volunteered for the Hope for Heather Bartending Event at Trappers II.

Trustee Champagne announced the SBR remains down; DEC is pressuring the department to get it back on-line; will continue to update the board as information becomes available.

MAYOR'S REPORT

Mayor Brazill reported on the annual Fall Festival, September 24, 2016 and thanked all the committee members for their time and dedication to the event.

**AUDIT OF CLAIMS
ABSTRACT 7**

A motion was made by Trustee Christensen and seconded by Trustee Abbott that the claims on Abstract #007 in the amounts of General Fund - \$702,033.05 (Vouchers 244 - 307), Sewer Fund - \$5,661.84 (Vouchers 99 - 126), for a total of \$707,694.89 audited and paid. All in favor; motion carried.

PUBLIC COMMENT

John Sears, 103 S. Main Street stated for the record he was the only resident in attendance that is not on the village payroll.

Mayor Brazill stated his comment would be duly noted in the minutes.

ADJOURNMENT

A motion was made by Trustee Abbott and seconded by Trustee Champagne to adjourn the village board meeting at 8:18pm. All in favor. Motion carried.

Respectfully submitted,

Lisa DeVona

Lisa DeVona, Clerk-Treasurer