

**VILLAGE OF MINOA
BOARD OF TRUSTEES**

September 16, 2019

PRESENT: Mayor William Brazill
Trustee John M. Abbott
Trustee John H. Champagne
Trustee Eric S. Christensen
Trustee Gregory A. Rinaldi (*Absent*)
Clerk Treasurer Lisa DeVona

ALSO PRESENT: Michael Macko, Fire Chief Matt McGarrity, MFD, Inc President Patrick Flannery, David Matthes, Jr., Wendy Czajak, Tom Czajak, William Bryant, Brandy Capriotti, Jeremy Erard, Scot Garland, Dennis Erard, AL Tompkins

Mayor Brazill opened the village board meeting at 6:30 pm and Trustee John Champagne led those present with the Pledge of Allegiance.

**CLERK-
TREASURER**

CORRECTION TO AUGUST 5, 2019 MEETING MINUTES

Trustee Champagne made a motion, seconded by Trustee Abbott to approve the correction to Meeting Minutes of August 5, 2019 to read as follows:

“Trustee Champagne made a motion, seconded by Trustee Abbott to move forward with the replacement of Engine 13 and purchase a new Rescue Pumper E-Max 1230. Vote: YES: Trustees Champagne, Abbott, and Christensen. NO: Trustee Rinaldi. Motion carried.”

All in favor; motion carried.

MEETING MINUTES – SEPTEMBER 3, 2019

Tabled.

2018-19 YEAR END BUDGET AMENDMENTS

Trustee Champagne made a motion, seconded by Trustee Christensen to approve the following year end budget amendments:

FROM			TO		
ACCOUNT	TITLE	AMOUNT	ACCOUNT	TITLE	AMOUNT
A1010.4	BOT - CONTRACTUAL	\$ 24.00	A1010.10	BOT - DEP MAYOR	\$ 24.00
A1110.11	VILLAGE JUSTICE - COURT CLERK	\$ 15.00	A1110.13	JUSTICE - PS - BALIFF	\$ 15.00
A1210.4	MAYOR - CONTRACTUAL	\$ 0.36	A1210.1	MAYOR - PER SVC	\$ 0.36
A1325.41	CLERK/TRES - NEWSLETTER	\$ 476.76	A1325.1	CT - PERSONAL SERVICES	\$ 214.09
			A1325.43	CT INTERNET	\$ 23.92
			A1325.45	CT - LEGAL NOTICE	\$ 64.31
			A1325.46	CT - OFFICE SUPPLIES	\$ 114.42
			A1325.49	CT - TELEPHONE	\$ 60.02
A1430.11	DEPUTY CLERK EXTRA HOURS	\$ 1,000.00	A1420.4	LAW - CONTRACTUAL	\$ 1,000.00
A1440.4	ENGINEER / ARCH	\$ 1,000.00	A1420.4	LAW - CONTRACTUAL	\$,000.00
A1620.45	BUILDINGS NATIONAL GRID	\$ 1,059.40	A1620.40	BUILDINGS - MISC CONT	\$,054.63

			A1620.42	BUILDINGS - SECURITY SYSTEMS	\$ 4.77
A1620.2	BUILDINGS EQUIPMENT	\$ 3,953.83	A1640.40	CENTRAL GARAGE - MISC	\$,953.83
A1620.41	BUILDINGS CLEANING SERVICES	\$ 2,101.29	A1640.40	CENTRAL GARAGE - MISC	\$ 2,101.29
A1620.45	BUILDINGS NATIONAL GRID	\$ 3,720.49	A1640.43	CENTRAL GARAGE - REPAIRS	\$ 3,720.49
A1640.46	CENTRAL GARAGE - TRAINING	\$ 403.51	A1640.47	CENTRAL GARAGE - INTERNET	\$ 403.51
a1640.44	BUILDINGS UTILITIES	\$ 4,222.51	A1640.42	CENTRAL GARAGE INS	\$ 2,661.98
			A1640.10	CENTRAL GARAGE - MEO/MECHANIC	\$ 54.49
			A1640.40	CENTRAL GARAGE - MISC	\$ 1,506.04
A1640.41	CENTRAL GARAGE - OIL, LUBES	\$ 5,983.49	A1640.43	CENTRAL GARAGE - REPAIRS	\$ 5,983.49
A1640.45	CENTRAL GARAGE BLDG UPKEEP	\$ 411.05	A1640.43	CENTRAL GARAGE REPAIRS	\$ 411.05
A3410.45	FD - BUILD UTILITIES	\$ 5,751.02	A3410.23	FD - CHIEFS VEHICLE	\$ 1,176.16
			A3410.40	FD - MISC CONT	\$ 1,299.70
			A3410.42	FD - INSURANCE	\$ 3,275.16
A3410.46	FD - TRAINING	\$ 4,568.00	A3410.43	FD - VEHICLE REPAIRS	\$ 4,230.00
			A3410.48	FD - MEDICAL EXAM	\$ 338.00
A3620.10	SAFE & BLDG INSP	\$ 5,463.98	A3620.40	SAFETY & BLD MISC	\$ 5,463.98
A4540.44	AMB - RADIO REPAIRS	\$ 4,128.59	A4540.48	AMB - SUPPLIES	\$ 4,128.59
A4540.40	AMB - MISC	\$ 2,791.53	A4540.49	AMB - BILLING	\$ 2,791.38
			A4540.401	AMB - WAVES	\$ 0.15
A5010.10	STREET ADMIN - REGULAR PAY	\$ 2,986.66	A5010.12	STREET ADMIN - PT PAY	\$ 2,827.45
			A5010.13	STREET ADMIN - SUPER	\$ 159.21
A7410.43	LIBRARY - NATIONAL GRID	\$ 156.92	A7410.43	LIBRARY - MISC	\$ 156.92
A8510.4	DRAINAGE - CONT	\$ 3,960.39	A7110.4	PARKS - CONTRACTUAL	\$ 3,960.39
A8510.4	COMM BEAUTIFICATION	\$ 2,462.68	A7110.4	PARKS - CONTRACTUAL	\$ 2,462.68
A5182.4	STEET LIGHTING	\$ 5,950.06	A7110.4	PARKS - CONTRACTUAL	\$ 5,950.06
A5182.4	STEET LIGHTING	\$ 785.15	A7550.4	CELEBRATIONS	\$ 785.15
TRANSFER IN APPROPRIATIONS					
SEWER FUND -5/31/19 YEAR END AMENDMENTS					
FROM			TO		
ACCOUNT	TITLE	AMOUNT	ACCOUNT	TITLE	AMOUNT
G8110.44	SEWER ADMIN - ATTORNEY	\$ 1,997.38	G8110.10	SEWER ADMIN - DEP CLERK	\$ 1,997.38
G8110.43	SEWER ADMIN - INSURANCE	\$ 1,069.13	G8110.40	SEWER ADMIN. MISC OFFICE	\$ 1,069.13
G8120.11	SANITARY SEWER - OT	\$ 20.34	G8120.13	SANITARY SEWER - MECH	\$ 20.34
G8120.40	SANITARY SEWER - MISC	\$ 874.16	G8120.43	SAN SEWER - INFR REPAIRS	\$ 874.16
G8120.44	SANITARY SEWER - UTIL	\$ 1,372.30	G8120.42	SAN SEWERS - INS	\$ 1,372.30
G8120.20	SANITARY SEWER - EQUIP	\$ 6,276.67	G8120.46	Sanitary Sewers Veh Repairs	\$ 6,276.67
G9010.8	STATE RETIREMENT	\$ 683.67	G9055.8	DISABILITY INSURANCE	\$ 160.18
			G9030.8	SOCIAL SECURITY	\$ 523.49
G9045.8	LIFE INSURANCE	\$ 22.91			
G9040.8	WORKERS COMP	\$ 1,448.95			
G9010.8	STATE RETIREMENT	\$ 772.33			
G1990.4	CONTINGENT	\$ 1,155.71	G9060.8	HOSP & MED INS	\$ 3,399.90
G8130.49	ST POLYMER	\$ 1,492.75	G8130.11	SW-OT	\$ 1,492.75
G8130.49	ST POLYMER	\$ 250.40	G8130.15	ST - WWTP SUPERVISOR	\$ 250.40
G8130.48	OUTSIDE LAB TESTING	\$ 1,130.24	G8130.10	SW REG PAY	\$ 1,130.24
G8130.22	COMPUTER / COPIER	\$ 700.00	G8130.41	ST STATE FEES	\$ 700.00
G8130.47	ST - EDUCATION	\$ 1,185.97	G8130.40	ST - MISCELLANEOUS	\$ 1,185.97
G8130.48	OUTSIDE LAB TESTING	\$ 418.00	G8130.46	ST - REMOVAL OF SLUDGE	\$ 418.00
G8130.45	ST - REMOVAL OF BIOSOLIDS	\$ 6,317.64	G8130.42	ST - TREATMENTEXP	\$ 6,317.64
G8130.22	COMPUTER / COPIER	\$ 300.00	G8130.42	ST - TREATMENTEXP	\$ 300.00
G8130.44	ST - UTIITIES	\$ 1,644.27	G8130.42	ST - TREATMENTEXP	\$ 1,644.27
G8130.44	ST - UTIITIES	\$ 10,820.18	G8130.43	ST - REPAIRS	\$ 10,820.18
G18120.40R	SS - RES.EQUIP/REPAIR	\$ 5,073.85	G8130.43	ST - REPAIRS	\$ 5,073.85
G8130.45	ST - REMOVAL OF BIOSOLIDS	\$ 5,274.42	G8130.14	SW LABORER	\$ 5,274.42
G18120.40R	SS - RES.EQUIP/REPAIR	\$49,498.10	G8130.51	PUMP REPLACEMENT	\$49,498.10
G1990.4	CONTINGENT ACCT	\$10,054.40	G8130.51	PUMP REPLACEMENT	\$10,054.40

G8120.0	SS - EQUIPMENT	\$ 12,961.64	G8130.20	ST - EQUIPMENT	\$ 12,961.94

All in favor; motion carried.

BOND RESOLUTION – NEW FIRE RESCUE PUMPER

The following resolution was offered by Trustee John Champagne, who moved its adoption, and second by Trustee Christensen to wit:

**BOND RESOLUTION DATED SEPTEMBER 16, 2019
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 RESCUE PUMPER 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 rescue pumper 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 SEPTEMBER 16, 2019 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)(31) of the Regulations and is not subject to review under SEQRA.

Section 2. The acquisition of a fire rescue pumper with all other appurtenant equipment, machinery, apparatus and other improvements incidental thereto, all as required for the purpose for which such fire rescue pumper 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 rescue pumper, 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 (20) 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 September 16, 2019, the result of which vote was as follows:

<u>TRUSTEE</u>	<u>VOTE</u>
William F. Brazill, Mayor	<u>Yes</u>
John H. Champagne, Deputy Mayor	<u>Yes</u>
John Abbott	<u>Yes</u>
Eric Christensen	<u>Yes</u>
Gregory Rinaldi	<u>Absent</u>

The resolution was thereupon declared duly adopted.

RESOLUTION TO EXPEND \$100,000 FROM FIRE DEPARTMENT EQUIPMENT CAPITAL RESERVE

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

WHEREAS, in December 1984 the Village of Minoa Board of Trustees (“Village Board”) established a capital reserve fund for a type of equipment, namely fire equipment (the “Capital Reserve Fund for Fire Department Equipment”); and

WHEREAS, the Village Board has authorized the purchase of one (1) Typhoon Rescue Pumper by E-One under contract having been awarded by a public competitive procurement process compliant with Section 103 of General Municipal Law through HGACBuy Cooperative, of which the Village of Minoa is a member thereof; (“Fire Equipment”); and

WHEREAS, the Village Board has determined that using funds from the Capital Reserve Fund for Fire Department Equipment toward the purchase of the Fire Equipment is consistent with the purpose of the Capital Reserve Fund for Fire Department Equipment; and

WHEREAS, pursuant to Section 6-c(8) of General Municipal Law, an expenditure from the Capital Reserve Fund for Fire Department Equipment requires authorization by the Village Board, and such authorization is subject to a permissive referendum; and

WHEREAS, the Village Board desires to expend not more than \$100,000.00 of the Capital Reserve for Fire Equipment toward the purchase of the Typhoon Rescue Pumper pursuant to the above referred specifications and bid, which vehicle has a total purchase price of \$690,001.00; and

NOW THEREFORE, BE IT RESOLVED, that pursuant to Section 6-g of General Municipal Law, the Village Board does hereby approve the expenditure of an amount not to exceed \$100,000.00 from the Capital Reserve Fund for Fire Department Equipment for the purpose of acquiring a Typhoon Rescue Pumper; and it is

FURTHER RESOLVED, that the period of probable usefulness for said equipment is twenty (20) years pursuant to the provisions of Section 11.00(a)(29) of the New York Local Finance Law; and it is

FURTHER RESOLVED, that this Resolution is subject Permissive Referendum pursuant to the requirements of Section 6-c(8) of the General Municipal Law; and it is

FURTHER RESOLVED, that the Village Clerk is hereby directed to post and publish this resolution, or an abstract thereof, in the same manner as provided for the notice of a general election, all in accordance with the provisions of Article 9 of Village Law and Section 6-c(8) of General Municipal Law; and it is

The adoption of the foregoing Resolution was moved by Trustee Champagne, seconded by Trustee Abbott, and duly put to vote, which resulted as follows

William F. Brazill, Mayor	Yes
John Champagne, Deputy Mayor/Trustee	Yes
Eric Christensen, Trustee	Yes
John Abbott, Trustee	Yes
Gregory Rinaldi, Trustee	Absent

DPW

TRAINING REQUEST – 2019 NYCOM PUBLIC WORKS SCHOOL

Trustee Christensen made a motion, seconded by Trustee Abbott approving the request for T. Petterelli, J. Champagne and E. Cushing to attend 2019 NYCOM Public Works School, October 21-23, 2019, Ithaca Hotel, NY. All in favor; motion carried.

**FIRE
DEPARTMENT
WWW.MINOAFIRE.ORG**

TRAINING REQUEST – FIRE OFFICER II

A motion was made by Trustee Christensen, seconded by Trustee Champagne to approve the training request for Matthew McGarrity to attend Fire Officer II at NYS Academy of Fire Services 12/2-12/6/2019, \$216.00. All in favor; motion carried.

PERSONNEL CHANGE – REBECCA SCHERMERHORN

A motion was made by Trustee Champagne, seconded by Trustee Christensen to approve the personnel change for Rebecca Schermerhorn, to Lieutenant of Fire Station I effective immediately. All in favor; motion carried.

MULTI-AGENCY GRNT OPPORTUNITY FOR GROUP PURCHASE OF RADIOS

A motion was made by Trustee Champagne, seconded by Trustee Abbott to approve the request to participate with Fayetteville, Kirkville and Manlius Fire Departments for the group purchase of radios through a grant opportunity; grant written by Ten-Kate and Fayetteville Fire Department will be lead agency. All in favor; motion carried.

SEWER

TRAINING REQUEST – REIEW CLASS FOR ABC EXAM

Trustee Christensen made a motion, seconded by Trustee Champagne to approve the request for Josh Marko to attend Review Class for ABC Exam, October 4, 2019 at SUNY Morrisville; \$100.00. All in favor; motion carried.

PROPERTY OWNER REQUEST \$15.50 PENALTY BE WAIVED – A/C 20230

Trustee Champagne made a motion, seconded by Trustee Christensen that the \$15.50 penalty be waived, one-time only, on sewer account #20230. All in favor; motion carried.

PROPERTY OWNER REQUEST \$15.50 PENALTY BE WAIVED – A/C 41580

Trustee Champagne made a motion, seconded by Trustee Christensen that the \$15.50 penalty be waived, one-time only, on sewer account #41580. All in favor; motion carried.

DISCUSSION – 110 HULBERT STREET – ICE CREAM SHOP

Tabled.

AUDIT CLAIMS ABSTRACT #8 A motion was made by Trustee Christensen and seconded by Trustee Abbott that the claims on Abstract #008 in the amount of General Fund \$96,555.52 (Vouchers 262 - 300), Sewer Fund \$14,450.28 (Vouchers 115 - 134) for a total of \$111,005.80 audited and paid. All in favor; motion carried.

ATTORNEY REPORT *MINOA FIRE DEPARTMENT, INC POLICY*
Attorney Hills reported she has not received any information from the Fire Departments attorney regarding the draft policy. MFD, Inc President Patrick Flannery requested the village attorney contact the MFD attorney directly for the information.

TRUSTEES REPORT
Trustee Rinaldi - absent.
Trustee Abbott nothing new to report.
Trustee Christensen asked if the school crosswalk at the corners of Windebank and Fay Lane be installed for the Pine Grove students.
Trustee Christensen requested the village consider contributing to the Wicked Woods event this year and pay for the bounce house again. Trustee Champagne made a motion, seconded by Trustee Abbott to approve the request to pay for a bounce-house for the Wicked Woods event. All in favor; motion carried.
Trustee Champagne reports students from ESM and city school are expected to begin their program in the CERF department this week.

MAYORS REPORT Mayor Brazill reminded everyone the race will take place this Saturday; looking forward to another great event in the village.

PUBLIC COMMENT No comments.

FIRE DEPARTMENT Members of the Minoa Fire Department discussed the following items with the village board:
1. Quarterly meeting with the Mayor
2. Vehicle replacement schedule
3. Storage Container
4. Communication between village and Fire Department

ADJOURNMENT A motion was made by Trustee Christensen and seconded by Trustee Abbott to adjourn the village board meeting at 7:19pm. All in favor. Motion carried.

Respectfully submitted,
Lisa L. DeVona
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Clerk-Treasurer