The Town Board of the Town of Salina held a regular meeting on Monday, December 13, 2010 at 6:30 p.m. at the Town Hall, 201 School Road, Liverpool, New York with the following members present:

Mark A. Nicotra  Supervisor
Colleen Gunnip  Councilor
V. James Magnarelli  Councilor
Michael Del Vecchio  Councilor
James Trasher  Town Engineer
Robert D. Ventre  Attorney
Christopher Benz  absent

ADOPTED S.E.Q.R. RESOLUTION

A motion was made by Michael J. Del Vecchio Jr. to adopt an S.E.Q.R. resolution declaring all actions taken by the Town Board to be Type II actions under the New York State Environmental Quality Review Act, unless otherwise designated by the Town Attorney. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

PUBLIC HEARING – LIVERPOOL FIRE PROTECTION CONTRACT

Mr. Nicotra opened the Public Hearing at 6:33 PM. There were no comments from the public. Mr. Nicotra closed the Public Hearing.

APPROVE CONTRACT- LIVERPOOL FIRE PROTECTION

A motion was made by Mark A. Nicotra to enter into a contract with the Liverpool Fire Department for fire protection in the amount of $1,374,310.72. The motion was seconded by Colleen A. Gunnip and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

APPROVE SALINA FREE LIBRARY CONTRACT

A motion was made by Mark A. Nicotra adopt a resolution to enter into a contract with Salina Free Library in the amount of $60,000.00. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

RESIDENTS WISHING TO SPEAK- TOWN BOARD COMMENTS

James Messano of 218 Old Cove Road stated he and his grand-daughter fell on a patch of ice in his driveway. He contended there was a defect in his driveway caused by the construction that took place in 2008. He further stated he had reported this to the town two years ago. Mr. Nicotra said he checked his records and no report in regards to a defect had ever been reported. Mr. Nicotra stated that the only record about the driveway was in regards to a request for the sealing of the driveway. Mr. Trasher stated this was the first time he had heard of the problem. Mr. Messano went on to make angry threats saying “you are messing with the wrong guy.” He made other accusations along with insinuations in regards to a Christmas card that Mr. Nicotra had sent to him. Mr. Nicotra said he would remove Mr. Messano from the card list.

Frederick Scalzo of 105 E. Norwood came to speak again to the town board in regards to the Last Stop Bakery. He complained that traffic is causing a hazard; cars are parked from 6:00 pm
to 1:30 am to 2:00 am. He stated it is a “card house” and it occurs every night. He said there are tables and chairs in the bakery and they are not supposed to be there. He would like to see it returned to just a bakery and nothing more. The backroom is a storage area with TV’s in it. He mentioned he was before the Planning Board in June, at that time the owners were asking to make it a gentleman’s club. Mr. Scalzo stated that it is impossible to get a car up and down the street. Mr. Nicotra asked Mr. Ventre how the Planning Department can make them comply with the zoning.

Mark Nicotra made a motion to authorize the Town Attorney to direct the Codes Department in the first prosecution, in lieu of that, to file an injunction proceeding. The motion was seconded by Michael J. Del Vecchio Jr. and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

Ruthanne Tighe of 105 E. Norwood Ave. reiterated Mr. Scalzo’s comments. She stated in the early afternoon there was only one lane in or out of the street.

Ms. Gunnip asked the Engineer to take a look at the picture submitted by Mr. Messano. Mr. Trasher said he could not tell by the picture there is a problem. She then wished everyone a Merry Christmas. Mr. Magnarelli and Mr. Del Vecchio wished everyone a Merry Christmas. Mr. Nicotra wished Mr. Del Vecchio a Happy Birthday. He further stated that since the next town board meeting will fall on a Monday that Town Hall is closed he would like to schedule the meeting on Tuesday, December 28, 2010 at 6:30 pm.

A motion was made by Mark A. Nicotra to move the town board meeting to December 28, 2010 at 6:30 pm. the motion was seconded by Michael J. Del Vecchio Jr. and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

SCHEDULE 2011 ORGANIZATIONAL MEETING

A motion was made by Mark A. Nicotra and seconded by V. James Magnarelli to hold the 2011 Organizational Meeting during the December 28, 2010. The motion was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

COMPTROLLER’S REPORT

A motion was made by Colleen A. Gunnip to approve the transfers as submitted by the Town Comptroller. The motion was seconded by Michael J. Del Vecchio Jr. and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

COMPTROLLER/INFORMATION SYSTEMS

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<tr>
<td>01-1680-0220 – Info Systems – Equipment</td>
<td>01-1680-0455 – Info Systems – Installation</td>
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<tr>
<td>01-1315-0440 – Comptroller – Training</td>
<td>01-1680-0455 – Info Systems – Installation</td>
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Net Comptroller/Information Systems Transfers 0.00

BUILDING DEPARTMENT

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<tr>
<td>01-1620-0220 – Building – Equipment</td>
<td>01-1620-0471 – Building – Repairs</td>
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Net Building Department Transfers 0.00

CULTURE & RECREATION
From 01-7510-0480 – Historian  $ 97.60  To 01-7550-0466 – Celebrations  $ 97.60
Net Culture & Recreation Transfers  0.00

HIGHWAY

Highway Department

From 03-0909-0000 – Unreserved Fund Balance  $88,000.00  To 03-5110-0492 – Highway I – Blacktop  $88,000.00
03-5130-0470 – Highway III – Equip Repairs$ 3,900.00 03-5130-0220 – Highway III- Equipment  $ 3,900.00
Net Highway Department Transfers  0.00

JUSTICE DEPARTMENT- PIRAINO

From 01-1110-0440 – Town Justice – Training  $ 84.23  To 01-1110-0410 – Town Justice – Office Exp  $ 84.23
Net Justice Department Transfers  0.00

APPROVE MINUTES

A motion was made by Colleen A. Gunnip to approve the minutes of the November 22, 2010 Regular Town Board Meeting and the November 17, 2010 Special Town Board Meeting. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes Mark A. Nicotra: Yes.

APPROVE – LEASE- WHEEL LOADER

A motion was made by Mark A. Nicotra to adopt a resolution to approve the leasing of a Wheel Loader by the Highway Department as per state bid proposal of Tracy Road Equipment dated October 20, 2010 which is on file with the Town Clerk and authorize the Supervisor to execute any necessary documents, this lease must contain a transfer of title of said equipment upon payment in full pending legal review. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes Mark A. Nicotra: Yes.

TOWN ATTORNEY’S REPORT

Mr. Ventre stated a draft of the agreement with Inverness Gardens/Town of Clay. He said there will be a meeting this week with the engineer to work out technical language in regards to the flow meters. Ms. Gunnip asked if a fee schedule can be included within the agreement

Mr. Magnarelli asked if Mr. Ventre could work on the amended cat law in the near future. Mr. Ventre said he would like to have a new draft done by the first of January for the board’s review.

TOWN ENGINEER’S REPORT

APPROVE PREPARATION OF BID DOCUMENTS- ROOT CONTROL CONTRACT

A motion was made by Colleen A. Gunnip to approve the preparation of specifications and bid documents pursuant to a received from Clough Harbour & Associates dated December 9, 2010 for an annual contract for Sanitary Sewer Root Removal. The monies are to be charged to all active sewer districts. The motion was seconded by Colleen A. Gunnip and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes Mark A. Nicotra: Yes.
APPROVE BID OPENING

A motion was made by Colleen A. Gunnip to approve the opening of bids for Sewer Lining, Mill and Overlay and Root Removal January 19, 2011 at 10:00 am. The motion was seconded by Michael J. Del Vecchio Jr. and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

Mr. Trasher said the Utility Construction Agreement for Kate’s Manor, 642 Old Liverpool Road, and 418 Brookfield are in process. Ms. Gunnip asked to be informed when authorization to proceed for Kate’s Manor occurs. Mr. Trasher stated that the Town should seriously consider changing the way these sewer laterals are handled. He and the Attorney agreed to look into a change in the sewer law.

AMENDED AGENDA

A motion was made by Michael J. Del Vecchio Jr. to waive Town Board policy to add the following items as supplements to this meeting’s agenda. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

12. Consider approval of amended and restated Bond Resolution adopted on April 27, 2009 amending and restating in its entirety the authorizing the issuance of up to $14,050,000.00 in serial bonds of the Town of to finance Phase I and Phase II of the remedial clean-up actions in connection with the closure of the Town Landfill Site and related ancillary costs.
13. Consider entering into an Agreement for the Central New York Intermunicipal Stormwater Coalition.
14. Executive Session to discuss pending litigation in regards to the landfill and issues related to collective bargaining.

SEQR- BOND RESOLUTION- LANDFILL

A motion was made by Mark A. Nicotra to adopt a resolution whereas, the Project is exempt from review under Article 8 of the Environmental Conservation Law, and its promulgating regulations set forth in 6 NYCRR Part 617 (collectively referred to as “SEQRA”), on the grounds that the Project constitutes a Type II action as set forth in Section 617.5(c)(29) of the SEQRA regulations since it is a specific course of action required to be undertaken by the Town pursuant to the Order on Consent. The motion was seconded by Colleen A. Gunnip and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

APPROVE AMENDED BOND RESOLUTION

At a Regular Meeting of the Town Board of the Town of Salina, New York, held at the Town Hall, 201 School Road, Liverpool, New York, on December 13, 2010

PRESENT:  Mark A. Nicotra, Supervisor
Colleen A. Gunnip, Councilor
V. James Magnarelli, Councilor
Michael J. Del Vecchio Jr., Councilor

ABSENT:  Christopher Benz, Councilor

The following resolution was offered by Mark A. Nicotra, who moved its adoption, seconded by Colleen A. Gunnip, to-wit:

AMENDED AND RESTATATED BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF SALINA, ONONDAGA COUNTY, NEW YORK (THE “TOWN”) AMENDING AND RESTATING IN ITS ENTIRETY THE BOND RESOLUTION OF THE TOWN ADOPTED ON APRIL 27, 2009; AUTHORIZING THE ISSUANCE OF UP TO $14,050,000
WHEREAS, the Town of Salina (the “Town”) maintains a 55-acre site formerly known as the Town of Salina Landfill (the “Site”) located between the New York State Thruway to the north and Route 11 (Wolf Street) to the east; and

WHEREAS, the New York State Department of Environmental Conservation (“NYSDEC”) has listed the Site as a Class II Inactive Hazardous Waste Site based on its potential significant threat to the public health or the environment, and the U.S. Environmental Protection Agency (“USEPA”) has designated the Site as a subsite of the Onondaga Lake National Priorities List (“NPL”) site; and

WHEREAS, on or about November 6, 1997, the Town entered into an Administrative Order on Consent with NYSDEC (the “Order on Consent”), which required that the Town conduct further remedial investigations of the Site, as well as implement a remedial cleanup action that would be ultimately selected by NYSDEC in a Record of Decision (which shall then be incorporated into and become an enforceable part of the Order on Consent); and

WHEREAS, in March 2007, NYSDEC issued a Record of Decision pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (“CERCLA”), and as amended on September 30, 2010, which set forth the selection of a remedial cleanup actions for the Site, the major components of which include: (1) the excavation of contaminated sediments; (2) consolidation of wastes and sediments; (4) installation of engineering drainage controls and fencing; (5) the relocation and/or re-construction of existing utilities located on the Site; (6) construction of a “6 NYCRR Part 360” cap over the landfill areas; (7) the construction of groundwater/leachate collection trenches; and (8) construction of a treatment facility for the collection and discharge of leachate to the County of Onondaga METRO wastewater treatment plant (collectively, the “Remedial Cleanup Actions”); and

WHEREAS, the relocation and/or reinstallation of certain utilities are anticipated to be constructed in the latter half of 2010, and the remaining remedial actions are anticipated to be constructed in 2011; and

WHEREAS, in accordance with the State Assistance Contract, No. C304461, executed between the Town and NYSDEC pursuant to Section 21-1313 and Article 52 of the NYS Environmental Conservation Law, the Town is to be reimbursed by the State of New York for 75% of the total capital costs of the Remedial Cleanup Actions (the “State’s Share”) and the Town is responsible for the remaining 25% of the total capital cost of the Remedial Cleanup Actions (the “Town’s Share”); and

WHEREAS, the Project is exempt from review under Article 8 of the Environmental Conservation Law, and its promulgating regulations set forth in 6 NYCRR Part 617 (collectively referred to as “SEQRA”), on the grounds that the Project constitutes a Type II action as set forth in Section 617.5(c)(29) of the SEQRA regulations since it is a specific course of action required to be undertaken by the Town pursuant to the Order on Consent; and

WHEREAS, by bond resolution dated April 27, 2009 (the “Original Bond Resolution”), the Town Board (the “Town Board”) of the Town authorized the appropriation of funds for Phase I of the Remedial Cleanup Actions, consisting of the relocation and/or reinstallation of certain electric transmission lines, consisting of both 34.5 kV electric lines and 115 kV electric lines, to account for grade changes needed to accommodate the landfill cap, and all costs incidental thereto, including engineering costs, filling, drainage, fences, roadways and buildings appurtenant and incidental thereto, and all legal fees, printing, engraving and publication of legal notices, and other incidental costs and expenses and the issuance of $1,550,000 principal amount of serial bonds to finance such appropriation;

WHEREAS, the Town Board now wishes to amend and restate the Original Bond Resolution in its entirety pursuant to the terms of this resolution so as to (i) increase the maximum principal amount of serial bonds authorized thereunder from $1,550,000 to $14,050,000 and (ii) expand the objects or purposes for which such bonds and/or bond anticipation notes are to be issued to also include Phase II of the Remedial Cleanup Actions consisting of (1) the excavation of contaminated sediments; (2) consolidation of wastes and sediments into a smaller footprint; (3) installation of engineering drainage controls and fencing; (4) creation of compensatory wetlands, and (5) abandonment and/or construction of certain existing underground utilities located on the Site; (6) construction of a 6 NYCRR Part 360 cap over the landfill areas; and (7) all costs incidental thereto, including engineering costs, filling, drainage, fences, roadways and buildings appurtenant and incidental thereto.

NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF SALINA, ONONDAGA COUNTY, NEW YORK (the “Town”) HEREBY RESOLVES (by the affirmative vote of not less than two-thirds of all the members of such body) TO AMEND AND RESTATE THE ORIGINAL BOND RESOLUTION IN ITS ENTIRETY, AS FOLLOWS:

Section 1. The Town is hereby authorized to issue up to $14,050,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the “Law”) to finance a portion of the estimated cost of (A) Phase I of the Remedial Cleanup Actions, consisting of the relocation and/or reinstallation of certain electric transmission lines, consisting of both 34.5 kV electric lines and 115 kV electric lines, to account for grade changes needed to accommodate the landfill cap; (B) Phase II of the Remedial Cleanup Actions,
consistent of (1) the excavation of contaminated sediments; (2) consolidation of wastes and sediments into a smaller footprint; (3) installation of engineering drainage controls and fencing; (4) creation of compensatory wetlands, and (5) abandonment and/or construction of certain existing underground utilities located on the Site; (6) construction of a "6 NYCRR Part 360" cap over the landfill areas; and (C) all costs incidental to any of the foregoing, including engineering costs, filling, drainage, fences, roadways and buildings appurtenant and incidental thereto, and all legal fees, printing, engraving and publication of legal notices, and other incidental costs and expenses (collectively, the "Project").

Section 2. It is hereby determined that the maximum estimated cost of the Project is $14,050,000, such amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of up to $14,050,000 in serial bonds of the Town authorized to be issued pursuant to Section 1 of this resolution, or bond anticipation notes issued in anticipation of such serial bonds, and the partial repayment of such serial bonds or bond anticipation notes by application of moneys expected to be received from the Town from the State as reimbursement for the portion of the cost of the Project included in the State’s Share.

Section 3. It is hereby determined that the period of probable useful

Section 4. The final maturity of the bonds herein authorized to be issued shall be in excess of five (5) years measured from the date of issuance of the first serial bond or bond anticipation note issued pursuant to Section 1 of this resolution.

Section 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof, pursuant to Section 107.00(d)(3)(9) of the Law.

Section 6. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in Section 1 of this resolution. The Town shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by Section 1 of this resolution. This resolution shall constitute a declaration of official intent to reimburse the expenditures authorized by Section 1 hereof with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulations Section 1.150-2.

Section 7. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations and of Section 21.00, Section 50.00, Section 54.90, Sections 56.00 through 60.00 and Sections 62.10 and 63.00 of the Law, the powers and duties of the Town Board relative to authorizing serial bonds and bond anticipation notes and prescribing terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters related thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor of the Town, the chief fiscal officer of the Town (the “Town Supervisor”). Further, the power to issue and sell bond anticipation notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Law is hereby delegated to the Town Supervisor. Such notes shall be of such terms, form and contents as may be prescribed by said Town Supervisor consistent with the provisions of Local Finance Law. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the “weighted average period of probable usefulness” (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor.

SECTION 9. The Town Supervisor is hereby further authorized, at his sole discretion, to execute a project financing and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific objects or purposes described in Section 1 hereof, or a portion thereof, by a serial bond, a statutory installment bond and/or a bond anticipation note issue in the event of the sale of same to the New York State Environmental Facilities Corporation.
Section 10. The Town Supervisor is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for Federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as “qualified tax-exempt bonds” in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 11. The Town Supervisor is further authorized to enter into a continuing disclosure undertaking with or for the benefit of the initial purchaser of the bonds or notes in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

Section 12. The intent of this resolution is to give the Town Supervisor sufficient authority to execute those applications, agreements and instruments, or to do any similar acts necessary to effect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of this Town Board.

Section 13. The Town Clerk is hereby authorized and directed to cause a copy of this resolution to be published in full in the official newspaper of the Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Law.

Section 14. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the Constitution.

The following vote was taken and recorded in the public or open session of said meeting:

Mark A. Nicotra Supervisor VOTING Yes
Colleen A. Gunnip, Councilor VOTING Yes
V. James Magnarelli, Councilor VOTING Yes
Christopher Benz, Councilor VOTING absent
Michael Del Vecchio, Jr., Councilor VOTING Yes

This resolution shall take effect immediately.

Dated: December 13, 2010
STATE OF NEW YORK )
COUNTY OF ONONDAGA ) SS.:

I, the undersigned Clerk of the Town of Salina, Onondaga County, New York, DO HEREBY CERTIFY as follows:

1. I am the duly qualified and acting Clerk of the Town of Salina, Onondaga County, New York (the “Town”) and the custodian of the records of the Town, including the minutes of the proceedings of the Board of Supervisors, and am duly authorized to execute this certificate.

2. A Regular Meeting of the Town Board of the Town was held on December 13, 2010, and attached hereto is a true and correct copy of a resolution duly adopted at such meeting and entitled:

AMENDED AND RESTATED BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF SALINA, ONONDAGA COUNTY, NEW YORK (THE “TOWN”) AMENDING AND RESTATING IN ITS ENTIRETY THE BOND RESOLUTION OF THE TOWN ADOPTED ON APRIL 27, 2009; AUTHORIZING THE ISSUANCE OF UP TO $14,050,000 IN SERIAL BONDS OF THE TOWN TO FINANCE PHASE I AND PHASE II OF THE REMEDIAL CLEANUP ACTIONS IN CONNECTION WITH THE CLOSURE OF THE TOWN LANDFILL SITE AND RELATED AND ANCILLARY COSTS

3. That said meeting was duly convened and held and that said resolution was duly adopted in all respects in accordance with the law and regulations of the Town. To the extent required by law or said regulations,
due and proper notice of said meeting was given. A legal quorum of members of the Town Board was present throughout said meeting, and a legally sufficient number of members (2/3’s of the Board) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under the law, said regulations, or otherwise, incident to said meeting and the adoption of the resolution, including the publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

4. The seal appearing below constitutes the official seal of the Town and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Salina this 13th day of December, 2010.

Jeannie P. Ventre, Town Clerk

[SEAL]

CENTRAL NEW YORK INTERMUNICIPAL STORMWATER COALITION

A motion was made by Mark A. Nicotra to enter into a memorandum of agreement creating the Central New York Intermunicipal Stormwater Coalition. The motion was seconded by Michael J. Del Vecchio Jr. and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

EXECUTIVE SESSION

A motion was made by Michael J. Del Vecchio Jr. to enter into executive session to pending litigation in regards to the landfill as well as issues related to collective bargaining. The motion was seconded by Mark A. Nicotra and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Christopher Benz: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

The board returned to regular session whereby a motion was made to adjourn.

Motion by V. James Magnarelli and seconded by Michael Del Vecchio to adopt a resolution approving the Economic terms of two proposed collective bargaining agreement with the Teamsters union as to clerical unit and supervisors unit as set forth in a tentative settlement agreement dated 11/23/10 and to allow the Town negotiators to finalize contract language consistent with this agreement, subject to Town approval. The motion was put to a roll call which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Yes, Christopher Benz: Yes, Michael Del Vecchio: Yes, Mark A. Nicotra: Yes.

ADJOURNMENT

A motion was made by V. James Magnarelli to adjourn. The motion was seconded by Michael Del Vecchio and was carried unanimously. The meeting adjourned at 8:10 p.m.

Respectfully submitted

Jeannie P. Ventre, Town Clerk