

DISTRIBUTION LIST

Richard Donovan, Mayor
Edmond Theobald, Trustee
Ronald Cronk, Trustee
William Brazill, Trustee
John Champagne, Trustee
Steven Primo, Attorney
Thomas Petterelli, DPW Superintendent
Keith Brandis, Paramedic Supervisor
Janet Stanley, Justice
Richard J. Greene, Codes Enforcement Officer
Chief Pat Flannery
Town of Manlius
Village of Fayetteville
Donna DeSiato, Superintendent ESM School District
Manlius Historical Society
Minoa Library
John Regan

VILLAGE OF MINOA
BOARD OF TRUSTEES
JUNE 1, 2009

The regularly scheduled meeting of the Village Board of the Village of Minoa was held at the Municipal Building in the Village Board Room, 240 N. Main St, on June 1, 2009.

PRESENT: Mayor Donovan
Trustee Brazill
Trustee Cronk
Trustee Theobald
Attorney Steve Primo
Clerk/Treasurer Snider
Attendant Mike Macko

ALSO Eric Christensen, Marlene Christensen, John Sears, and Dan
PRESENT: DeLucia

ABSENT: Trustee Champagne

Mayor Donovan opened the meeting at 7:33 p.m. with the Pledge of Allegiance led by Clerk/Treasurer Snider.

MINUTES OF
PUBLIC HEARING -
SUBDIVISION
APPLICATION /
MAY 18, 2009

A motion was made by Trustee Theobald and seconded by Trustee Brazill to accept the minutes of the May 18, 2009 Public Hearing on the Annexation Petition filed by the DeVeronica Family Trust for 380 S. Main Street, Minoa, as recorded All in favor. Motion carried.

MINUTES OF

A motion was made by Trustee Cronk and seconded by Trustee Brazill to accept the

VILLAGE BOARD MEETING - MAY 18, 2009 minutes of the May 18, 2009 Village Board Meeting as recorded. All in favor. Motion carried.

MINUTES OF YEAR END SPECIAL MEETING - MAY 29, 2009 A motion was made by Trustee Brazill and seconded by Trustee Cronk to accept the minutes of the May 29, 2009 Year End Special Meeting as recorded. All in favor. Motion carried.

CONSIDERATION FOR THE ADOPTION OF LOCAL LAW #4 (FORMERLY #3) FOR 2009 - CONSTRUCTION SITE MAINTENANCE - TABLED Tabled - Local Law #3 for 2009 is now known as Local Law #4 for 2009. The Public Hearing is scheduled for continuation on Monday, June 15, 2009 at 7:15 p.m.

ADOPTION OF LOCAL LAW #3 FOR 2009 - ANNEXATION Attorney Primo said the Town of Manlius has adopted their resolution approving the annexation of the two properties located at 6439 & 6441 Schepps Corners Road (N. Main Street) with Tax Parcel Nos. 055.-01-39.0 and 055.-01.40.0 with New Plan East, LLC as the petitioner. Attorney Primo said the Village Board previously approved the annexation on May 4, 2009 by resolution, a Local Law is still required to approve the annexation and a Public Hearing is not required. He said the proposed Local Law for the annexation was previously provided to the Board for review and states that the lands were annexed into the Village of Minoa. Attorney Primo said that once the Local Law is approved, filed and accepted, the Village would need to consider the zoning requirements for the property annexed.

ADOPTION OF LOCAL LAW #3 FOR 2009 - ANNEXATION

A motion was made by Trustee Brazill and seconded by Trustee Cronk adopting Local Law #3 for 2009 for the Village of Minoa establishing a new Chapter 43 of the Village of Minoa Municipal Code entitled "Annexation" providing for the annexation of approved properties pursuant to the provisions of §714 of the General Municipal Law and attached hereto as Schedule "A". All in favor. Motion carried.

Attorney Primo said that David Muraco is working on the site plan and is interested in meeting with the Planning Board to review his plan before the zoning is adopted, so that they are aware of what he plans to build on the newly annexed properties. Attorney Primo suggested that he file his application on an unofficial basis and once

the zoning is adopted, he can then have an official appearance before the Planning Board to review the site plans. He said that David Muraco would need to present a PUD (Planned Unit Development) concept for the Village Board to review before a zoning decision is made, as Mr. Muraco plans to have a mixed use project that is consistent with Restore NY Grant requirements. Attorney Primo said that Mr. Muraco can meet with the Planning Board and the Village Board zoning meetings can run concurrently throughout the summer months. Attorney Primo said that a new zoning district would need to be approved to meet the mixed use requirements of apartment buildings with home owner occupied businesses. He said the Planning Board and Zoning Board would need to consider the uses of the parcel before considering the proper zoning change. Mayor Donovan said that Mr. Muraco is also considering commercial businesses on the property and the zoning would need to be adjusted.

Attorney Primo said that the zoning map would need to be adjusted for the annexed properties and Mayor Donovan said that Onondaga County changed the maps for Minoa Farms when their property was annexed into the Village. Mayor Donovan asked Clerk/Treasurer Snider to call Onondaga County Mapping to verify the proper procedures.

**SUBDIVISION
APPLICATION -
DEVERONICA
FAMILY TRUST - 380
S. MAIN STREET**

Tabled

Mayor Donovan said that he had received a letter from LJR Engineering that day and the Board has not had a chance to review the letter yet, but it would be brought up at the next meeting scheduled for June 15, 2009.

**MAIN STREET
CORRIDOR
RESOLUTION**

Attorney Primo said the Board had been provided with a resolution that detailed the residential and commercial appearance of Main Street and described as the "Main Street Corridor". He said he tried to break it down by three different areas from Hulbert Street-Costello Parkway through the Village, including the N. Main Street-South Central area and ending at the northerly end of Costello Parkway-Minoa Bridgeport Road (N. Main Street). The resolution addresses plans for the Main Street Corridor with regards to zoning, commercial buildup, maintaining historical styles, developing mixed use properties, residential housing, and restaurant/taverns. He said the resolution was based upon discussions by the Board over an extended period of time.

Attorney Primo said the Restore NY program typically requires a comprehensive plan and the resolution could be submitted in the current application because the Village of Minoa does not have a current comprehensive plan. Attorney Primo requested that the Board approve the resolution subject to minor adjustments by Mayor Donovan and himself, so that he can submit the resolution to Kristy LaManche for completion of the Restore NY grant application.

MAIN STREET CORRIDOR RESOLUTION

A motion was made by Trustee Brazill and seconded by Trustee Theobald approving the Main Street Corridor resolution subject to minor adjustments by Mayor Donovan and Attorney Primo for the purpose of submitting the resolution for the previously submitted Restore NY grant application and attached hereto as Schedule "B". All in favor. Motion carried.

SEQR

A motion was made by Trustee Cronk and seconded by Trustee Theobald amending the resolution to declare the action as Unlisted Type II or unlisted action pursuant to SEQR and the Board assumes lead agency status and elects to conduct an uncoordinated review and issues a negative declaration pursuant to SEQR. All in favor. Motion carried.

Mayor Donovan said that he is working with SUNY ESF and hopes that the students will use the Village to complete a comprehensive plan. Attorney Primo said that if there was a local architect that would be willing to volunteer their personal time to help with the comprehensive plan it would be helpful. Attorney Primo said the Village would need to hold meetings with the residents to discuss the plan and implement their ideas.

**NATIONAL GRID
10,000 TREES
PROGRAM**

Mayor Donovan reported that National Grid awarded the Village of Minoa \$500.00 under the 10,000 Trees Program for the list of trees that were planted throughout the Village in 2008.

**REQUEST
PERMISSION TO
USE LEWIS PARK/
CNY SHETLAND
SHEEPDOG CLUB,
INC.**

Mayor Donovan said the Village Office had received a request from the Central New York Shetland Sheepdog Club, Inc. to use Lewis Park in the Spring and the Fall for a match that would be from 8:00 a.m. until 4:00 p.m. and they would setup their own displays and cleanup the property upon completion. Mayor Donovan said that it sounds like a nice addition and would be a good idea to include with the Minoa Days Festival. Mayor Donovan asked Trustee Theobald to speak with Laurie Danboise about the possibility of participating in the festival because the Village typically does not accept reservations for the park.

Clerk/Treasurer Snider asked Mayor Donovan if they would be allowed to use Lewis Park if they were unable to participate in the Minoa Days Festival and Mayor Donovan said they would discuss it further after talking to Ms. Danboise.

**MS4 YEAR 6
ANNUAL REPORT**

A motion was made by Trustee Theobald and seconded by Trustee Brazill authorizing Mayor Donovan to execute the SPDES General Permit for Stormwater Discharges from MS4s (Annual Report for the year ending March 2009) and for the final report to be added to the village website for viewing. All in favor. Motion carried.

RESULTS OF \$40,000 BAN RENEWAL For information only, Clerk-Treasurer Snider reported that she received the following BAN rates for a \$40,000 BAN Renewal: Solvay Bank 2.45% (successful bidder) and JP Morgan Chase 3.08%.

APPLICATIONS FOR CORRECTED VILLAGE TAX ROLL A motion was made by Trustee Brazill and seconded by Trustee Theobald empowering Mayor Donovan to sign the Application for Corrected Village Tax Roll for Thomas and Marjorie Gross, 444 N. Central Avenue, Minoa, NY, Tax Map # 006.-02-08.0 as an unpaid Sewer Levy in the amount of \$150.00 was included in their Tax Bill #675 in error to be reduced from \$ 150.00 to \$0. All in favor. Motion carried.

A motion was made by Trustee Brazill and seconded by Trustee Cronk giving permission for Clerk/Treasurer Snider to send the Application for Corrected Village Tax Roll to Christopher and Mary Ellen Ashe, 114 Norbert Place, Minoa, NY, Tax Map # 005.-02-08.0 for their signature and acknowledgement of the increase in their Tax Bill #555 in the amount of \$150.00 for an unpaid Sewer Levy that was not included in error. Upon receipt of the signed Application for Corrected Village Tax Roll, Mayor Donovan is empowered to sign the application and forward the information to Onondaga County Office of Real Property Taxes. All in favor. Motion carried.

AMBULANCE ***APPOINT PARAMEDIC JOSEPH PAUL AS NARCOTICS CONTROL OFFICER AND APPROVE SALARY INCREASE***

A motion was made by Trustee Brazill and seconded by Trustee Cronk to approve the increase for Paramedic Joseph Paul's hourly salary by \$.50 for his additional duties as Narcotics Control Officer, thus increasing his hourly rate from \$13.50 to \$ 14.00 effective June 1, 2009. All in favor. Motion carried.

FIRE DEPARTMENT ***MOBILE HEALTH APPRAISAL SERVICE AGREEMENT***

Mayor Donovan said that it has been difficult for firefighters to attend annual physical appointments at Industrial Medical and the Mobile Health Appraisal Service would allow for the physicals to take place at the Fire Stations. Mayor Donovan said the Mobile Health Appraisal Service was recommended by Wendy Czajak. Attorney Primo asked for a copy of the original Industrial Medical Associates agreement and Clerk/Treasurer Snider said the only agreement currently in place is the annual drug and alcohol testing for CDL drivers and the Fire Department would continue to use IMA as needed. She said she would forward Attorney Primo a copy of the proposed agreement.

A motion was made by Trustee Brazill and seconded by Trustee Cronk authorizing Mayor Donovan to sign the Mobile Health Appraisal Service Agreement for firefighters' physicals subject to legal approval. All in favor. Motion carried.

PERMISSION TO HOLD BSA EAGLE SCOUT CEREMONY AT STATION II

A motion was made by Trustee Cronk and seconded by Trustee Brazill giving permission to Volunteer Firefighter Peter Michael Ferstler to hold his BSA Eagle Scout Ceremony at Station II on June 14, 2009 from 3:00 p.m. to 6:00 p.m. All in favor. Motion carried.

DPW Nothing to report.

WWTF Nothing to report.

TRUSTEES' REPORT Trustee Theobald thanked everyone for their help in making a successful Memorial Day Parade and that Lance Stolp did a great job as the guest speaker. He said that he is working with Barbara Sturick on the Minoa Days Festival. Trustee Theobald said the 100 year anniversary of the Village of Minoa is in 2013 and he will be working with Norma Jenner and Barbara Rivette.

Trustee Cronk reported that Thomas Petterelli was out of town for the NYCOM Annual Highway School and had nothing else to report.

Trustee Brazill said that New York State inspected the Ambulance Department and they passed with flying colors. He said they were impressed with their recordkeeping skills and HIPA security measures and Keith Brandis was well prepared for the inspection.

MAYOR'S REPORT Mayor Donovan said he attended the Onondaga County Mayors Association Meeting and Marion King of ESF gave an overview of the project they recently completed for the Village of East Syracuse.

Mayor Donovan said that he has been on the phone with NYCOM, Mayor's Association members, and encouraging representatives from New York State in Albany to change their opinions on the two Bills (A.8501 and S.5661) that were before the New York State Assembly and the Senate for a vote.

ATTORNEY'S REPORT Nothing to report.

AUDIT CLAIMS A motion was made by Trustee Theobald and seconded by Trustee Brazill that claims on Abstract #1 in the amounts of General Fund - \$9,139.40 (Vouchers 001-011) and Sewer Fund - \$498.27 (Vouchers 001-006) for a total of \$9,637.67 be audited and paid. All in favor. Motion carried.

PUBLIC COMMENTS Let the record show that there were no comments and/or questions from the public.

ADJOURNMENT A motion was made by Trustee Theobald and seconded by Trustee Brazill that the

Village Board Meeting be adjourned at 8:06 p.m. All in favor. Motion carried.

Respectfully submitted,

Suzanne M. Snider

Suzanne M. Snider

Village Clerk/Treasurer

Local Law Filing

41 STATE STREET, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Village of Minoa

Local Law No. Three (3) of the year 2009, enacting Chapter 43 entitled “Annexations” of the Village of Minoa Code.

Be it enacted by the Village Board of Trustees of the Village of Minoa, as follows:

Section One (1). Chapter 43, entitled “Annexations” is hereby added, reading in its entirety as follows:

CHAPTER 43 Annexations

§43-1. Title.

This Chapter 43 shall be known as “Annexations”.

§43-2. Description of territory.

The Village of Minoa shall contain, on and after the effective date of this section, in addition to the territory theretofore contained within its boundaries, the following described territory:

See attached Schedule “A”

Section Two (2). Statutory Authority.

The territory described in Section One of this local law is hereby annexed to the Village of Minoa pursuant to the provisions of §714 of the General Municipal Law.

Section Three (3). Amendment to Zoning Map.

The Official Map and the Zoning Map of the Village of Minoa shall be amended to reflect the foregoing annexation.

Section Four (4). Section 43-3, entitled “Incorporation of Local Law No. Three (3) of 2001 Into Village Code, is hereby added to Chapter 43 as follows:

§43-3. Incorporation of Local Law No. Three (3) of 2001 Into Village Code.

Local Law No. Three (3) of 2001, providing for annexation of certain (other) territory by the Village of Minoa, is hereby made a part of the Village of Minoa Code.

Section Five (5). Effective Date.

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

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as Local Law No. 3 of 2009 of the (County)(City)(Town)(Village) of Minoa was duly passed by the Board of Trustees of the Village of Minoa on June 1, 2009 in accordance with the applicable provisions of law.

~~2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 19__, and was (approved)(not approved)(repassed after disapproval) by the _____ (Name of legislative Body)~~

~~disapproval) by the _____ (Elective Chief Executive Officer*) and was deemed duly adopted on _____, 199__~~

~~in accordance with the applicable provisions of law.~~

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No _____ of 199__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 19__, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____, 19__. Such local law was (Elective Chief Executive Officer*) to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____, 19__, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No _____ of 19__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ (Name of Legislative Body) on _____, 19__, and was (approved)(not approved)(repassed after disapproval) by the _____ (Elective Chief Executive Officer*) on _____, 19__. Such local law was subject to

permissive referendum and no valid petition requesting such referendum was filed as of _____, 19__, in accordance with the applicable provisions of law.

5. (City local law concerning Charter revision proposed by petition.)

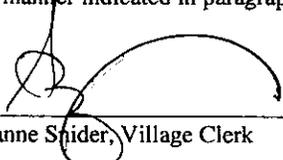
I hereby certify that the local law annexed hereto, designated as local law No _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____, 19__, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No _____ of 19__ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 19__, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph one (1) above.



Suzanne Spider, Village Clerk

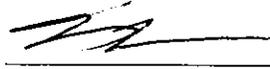
Date: June 15, 2009

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF OSWEGO

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



Signature
Steven J. Primo

Attorney for the Village
Title
County
City of Minoa
~~Town~~ Village

Date: June 15, 2009

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a countywide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

SCHEDULE A

~~(Continued)~~

Policy No.

File No. 2002-0239

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Manlius, County of Onondaga and State of New York, being part of original Lot No. 34 in said Town, bounded and described as follows:

BEGINNING at a point on the east line of said Lot No. 34, 3 chains & 23 links south from the southeast corner of the lands of Peter Seymour from thence south 3 chains & 23 links along the said east line of said Lot No. 34, thence west far enough that a line drawn north 3 chains and 23 links distant, thence east to the place of beginning shall contain 6 acres and 66/100 of an acre of land.

AND ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Manlius, County of Onondaga and State of New York, being part of original Lot No. 34 in said Town, bounded and described as follows:

BEGINNING at the southeast corner of the lands of Sylvia Seymour on the east line of said Lot No. 34; from thence running south 3 chains and 23 links along the said east line of said Lot No. 34; thence west parallel with the south line of said Seymour's land far enough that a line drawn parallel with the aforesaid east line of said lot No. 34, to the said east line of said Seymour's land and from thence east along the said south line of said Seymour's land to the place of beginning, shall contained six acres and sixty-six and two thirds of an acre of land.

The said combined parcels are also described as

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Manlius, County of Onondaga and State of New York, being part of lot 34 in said Town, and being more specifically described as follows:

BEGINNING at a point in the east line of Lot 34 in said Town of Manlius, also being the centerline of Schepp's Corner road, a distance of 523.18 feet measured along said east line from its intersection with the northerly line of Helfer Lane, said point also being the northeasterly corner of a parcel of land conveyed to the East Syracuse-Minoa School District and recorded in the Onondaga County Clerk's Office in Book of Deeds 2120 at Page 166, running

Thence North 85°-30'-00" West along the northerly line of said East Syracuse-Minoa School District parcel and its projection westerly a distance of 1417.14 feet to a point,

SCHEDULE A

(Continued)

Policy No.

File No.

Thence North 4°-52'-50" East parallel with the east line of said Lot 34 a distance of 413.18 feet to a point in the southerly line of lands formerly owned by Sylvia Seymour, being the northerly line of a parcel of land conveyed by Desiderious Huller to Melvin Krafft and recorded in the Onondaga County Clerk's Office in Book of Deeds 1441 at Page 631,

Thence South 85°-09'-10" East, along the southerly line of said Seymour parcel a distance of 1417.11 feet to a point in the east line of said Lot 34,

Thence South 4°-52'-50" West along the east line of said Lot 34 a distance of 404.58 feet to the point of beginning.