

DISTRIBUTION LIST

Richard Donovan, Mayor
Edmond Theobald, Trustee
Ronald Cronk, Trustee
William Brazill, Trustee
John Champagne, Trustee
Steven Primo, Attorney
Thomas Petterelli, DPW Superintendent
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 2, 2008

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 2, 2008.

PRESENT: Mayor Donovan
Trustee Brazill
Trustee Cronk
Trustee Champagne
Attorney Primo
Clerk/Treasurer Snider

ABSENT: Trustee Theobald

ALSO John Sears and Ralph Whedon

PRESENT:

Mayor Donovan opened the meeting at 7:32 p.m. with the Pledge of Allegiance led by Trustee Champagne.

MINUTES OF
VILLAGE BOARD
MEETING - MAY 19,
2008

A motion was made by Trustee Brazill and seconded by Trustee Cronk to accept the minutes of the May 19, 2008 Village Board Meeting as recorded. All in favor. Motion carried.

MINUTES OF
SPECIAL MEETING -
MAY 30, 2008

A motion was made by Trustee Champagne and seconded by Trustee Cronk to accept the minutes of the May 30, 2008 Special Meeting as recorded. All in favor. Motion carried.

MINOA FARMS - Tabled
(AMENDED)
PRELIMINARY PLAT
SUBDIVISION
APPROVAL

PERMISSION TO ATTEND NYCOM PLANNING AND ZONING SUMMER SCHOOLS A motion was made by Trustee Champagne and seconded by Trustee Brazill giving permission to the Planning, Zoning, and Village Board members to attend the NYCOM Planning and Zoning Summer Schools 2008 at Hamilton College on August 7, 2008 at \$60.00 per person. All in favor. Motion carried.

APPLICATIONS FOR CORRECTED VILLAGE TAX ROLL A motion was made by Trustee Cronk and seconded by Trustee Champagne empowering Mayor Donovan to sign the Application for Corrected Village Tax Roll for Kinsella Irrevocable Trust, Francis R. and Kevin F. Kinsella, 448 East Avenue, Minoa, NY, Tax Map # 001.-02-20.0 as an unpaid Sewer Levy in the amount of \$150.00, which was included in their Tax Bill #45 in error by the Onondaga County Office of Real Property Taxes, to be reduced from \$150.00 to \$0. All in favor. Motion carried.

A motion was made by Trustee Cronk and seconded by Trustee Champagne giving permission for Clerk/Treasurer Snider to send the Application for Corrected Village Tax Roll to Christi Buffum, 127 Osborne Street, Minoa, NY, Tax Map # 001.-01-20.0 for her signature and acknowledgement of the increase in her Tax Bill #19 in the amount of \$150.00 for an unpaid Sewer Levy that was not included in error. Upon receipt of Christi Buffum's 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.

RESULTS OF \$80,000 BAN RENEWAL For information only, Clerk-Treasurer Snider reported that she received the following BAN rates for an \$80,000 BAN Renewal: Solvay Bank 2.20% (successful bidder) and JP Morgan Chase 3.42%.

AMBULANCE ***RETURN TO EMT DUTIES / JOHN BARATTINI***
A motion was made by Trustee Brazill and seconded by Trustee Champagne ratifying prior approval returning John Barattini to his full-time Emergency Medical Technician duties effective May 20, 2008 as per written notification of Joseph Pierz, MD, of Oneida Orthopaedics Associates, P.C. All in favor. Motion carried.

FIRE DEPARTMENT ***PERMISSION TO ATTEND THE TEAM BASED ROPE RESCUE COURSE***
A motion was made by Trustee Brazill and seconded by Trustee Cronk giving permission for Chris Cretaro to attend the Team Based Rope Rescue Course offered by the Lafayette Fire Department on 5/31, 6/1, 6/7 and 6/8/2008 at a cost

of \$175.00. All in favor. Motion carried.

PERMISSION TO BID FOR EPOXY FLOORING SYSTEM AT STATION I

A motion was made by Trustee Brazill and seconded by Trustee Champagne to go out for bid for an epoxy flooring system at Station I. All in favor. Motion carried.

DPW

Mayor Donovan reported that Thomas Petterelli was away at the Association of Towns 2008 Highway School and was unable to be at the Board meeting.

Trustee Cronk said the DPW employees were working on the extensions of McKinley Street that have drainage issues and they are installing new pipes to drain water back into the stormwater system.

WWTF

Nothing to report.

TRUSTEES' REPORT

Trustee Champagne said that he would like to congratulate the Fire Department on another great year at the Firemen's' Field Days.

Mayor Donovan read a statement from Trustee Theobald which stated that he wanted to thank everyone for their participation in the Memorial Day Parade and ceremony. Mayor Donovan said that Trustee Theobald is working on the Minoa Days Festival and he would have more information for the Board at the next meeting.

Trustee Cronk said the Minoa Fire Department did a great job on the parade and the weather worked out well. He said he was impressed with the set-up of the bands because it enabled people to talk while inside.

Trustee Brazill said that on behalf of the Minoa Fire Department they wanted to thank the Board for their participation and it was one of their most successful years.

MAYOR'S REPORT

Mayor Donovan reminded the Board that Barry Car confirmed his meeting for 9:30 a.m. on June 3, 2008 to discuss compressed natural gas vehicles and alternative fuels, but the garbage truck would not be available for review at the meeting.

Mayor Donovan said he wanted to congratulate the Minoa Fire Department for a job well done with the Firemen's Field Days and they are still working on the Minoa Days Festival scheduled for July 12, 2008.

AUDIT CLAIMS

A motion was made by Trustee Brazill and seconded by Trustee Champagne that claims on Abstract # 1 in the amounts of General Fund - \$10,029.95 (Vouchers 001-011); and Sewer Fund - \$613.90 (Vouchers 001-007) for a total of \$10,643.85 be audited and paid. All in favor. Motion carried.

**REQUEST WAIVER
OF REQUIREMENTS
/ RE-SUBDIVISION /
RALPH WHEDON /
213 MCKINLEY
STREET AND
SOUTH CENTRAL
AVE**

Mayor Donovan recessed the meeting at 7:42 p.m. until Attorney Primo was able to arrive and discuss the request for the Waiver of Requirements for a Re-Subdivision. Attorney Primo arrived at 7:50 p.m.

Attorney Primo said the Board received a letter from Ralph Whedon dated May 28, 2008, requesting that two parcels of land in the Village of Minoa, 003.-03-01.0 at 213 McKinley Street and 003.-03-03.0 on South Central Ave that border each other be combined into one lot and one tax parcel. Mr. Whedon is the sole owner of the property and requested a waiver of requirements. Attorney Primo said the Board has the authority per Village Code, Chapter 140-19 to proceed with the re-allotment of the lot-lines and avoid a subdivision plat approval procedure, which would require a public hearing.

Attorney Primo said there was only a one story framed home located at the 213 McKinley Street property and no structures on the South Central Avenue property, which does not create any setback problems and conforms to the Code. Attorney Primo said that Mr. Whedon has submitted the subdivision application, as well as the SEQR short environmental assessment form, and an updated survey showing the original two lots and the new combined lot. Attorney Primo said that a deed would need to be recorded with Onondaga County with the attached survey map and Mr. Whedon should provide the Village of Minoa with a final copy.

Attorney Primo said that Mr. Whedon should take the existing deed and copy the legal description from the existing deed and then include "also known as" new lot 10 D. Attorney Primo offered to review the changes for Mr. Whedon before it was recorded. Attorney Primo suggested that he physically deliver the revised deed to the Town Assessor's Office.

A motion was made by Trustee Cronk and seconded by Trustee Brazill that determines that this is a Type II action for SEQR purposes and therefore is exempt from review and does not need a declaration; regarding the re- subdivision of property located at 213 Mckinley Street, Tax Map # 003.-03-01.0, and the adjoining vacant lot property located at South Central Ave, Tax Map # 003.-03-02.0; and further agrees to waive the formal requirements of the Village of Minoa Municipal Code of the subdivision regulations pursuant to Chapter 140-19 in conjunction with the approving the relocation of the lot line of the lots tax map # 003.-03-01.0 and 003.-03-02.0 in accordance with the letter from Ralph M. Whedon dated May 28, 2008 and a survey by Thomas D. Jones dated May 25, 1998, attached hereto as Schedule "A". All in favor. Motion carried.

Mr. Whedon thanked Clerk/Treasurer Snider for all of her help and said that the Village of Minoa should consider themselves fortunate to have Ms. Snider on their staff.

PUBLIC COMMENTS John Sears, 103 South Main Street, asked for clarification on the meeting scheduled for June 3, 2008. Mayor Donovan said the meeting is between Village of Minoa DPW and WWTF Supervisors, interested Board members and Barry Carr, Clean Communities of CNY, to discuss alternative compressed natural gas (CNG) fuel options for village vehicles.

Attorney Primo said that Clean Communities of CNY is a not for profit organization that is working with local government to review grants that are available for alternative fuel vehicles. Attorney Primo reminded Mr. Sears that Trustee Champagne and Steve Giarrusso, WWTF Supervisor, had presented the initial discussions about alternative fuel vehicles at the May 5, 2008 meeting that Mr. Sears was in attendance.

Mr. Sears said that there are people in the village that are engineers and thinks that the public should be invited to attend the meeting that seems to be private for just a few people. Mayor Donovan said that meetings are held all day long throughout the week regarding numerous items and the residents are not typically invited to attend daily meetings because they wouldn't have enough time in their day to attend the meetings.

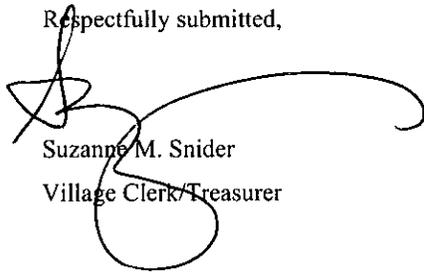
Mr. Sears said the public should be allowed to attend all of their meetings and that their meetings should be videotaped so that future people on the Board will know what's going on, as there will be elections in the future and new Board members will need to learn from the meetings. Mr. Sears said that he believes in inclusion and not exclusion, so all of the meetings should be videotaped and village should spend the \$200.00 to record all of their meetings. Mr. Sears said that there are a lot of children in the area and lots of pollution and there is an increased rate of cancer, so the scheduled meeting should involve everyone in the public.

Mayor Donovan said that if the Village of Minoa decides to move further on an alternative fuel vehicle, notification will be provided to the residents and a Public Hearing will be scheduled as necessary. Mayor Donovan reminded Mr. Sears that he should follow the Rules of Decorum and keep his comments to three minutes.

Attorney Primo noted that Mr. Sears did not have his video camera at the meeting and suggested that Mr. Sears continue to bring his video camera to future meetings to record and document everything that was said for his own personal edification.

ADJOURNMENT A motion was made by Trustee Cronk and seconded by Trustee Champagne that the Village Board Meeting be adjourned at 8:07 p.m. All in favor. Motion carried

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'Suzanne M. Snider', with a long, sweeping flourish extending to the right.

Suzanne M. Snider

Village Clerk/Treasurer

Mayor Board. 4Primo

May 28, 2008

Village of Minoa
Village Board
240 North Main Street
Minoa, NY 13116

Village of Minoa
Village Board
240 North Main Street
Minoa, NY 13116

Re: Ralph Whedon
213 McKinley St. &
South Central Ave. Vacant Lot

Dear Board Members:

I presently am the sole owner of two parcels of land in the Village of Minoa, 003.-03-01.0 at 213 McKinley Street and 003.-03-02.0 on South Central Ave. The two properties border each other. I intend to combine the two lots into one tax parcel.

I am requesting a waiver of the requirements in Chapter 140-19 of the Village Code.

I am including the following documents for your review:

- Application for final approval of subdivision plat.
- SEQR short environmental assessment form.
- Duplicate tax receipts for the above properties for 2007-2008 for the Village of Minoa.
- Updated survey showing the original two lots and the new lot.

I will be present at the Village Board Meeting on June 2, 2008 to answer any questions you may have.

Very Truly Yours,



Ralph M. Whedon
8458 Poolsbrook Road
Kirkville, NY 13082
315-687-3938

cell - 436-8267

SCHEDULE "A"

VILLAGE OF MINOR

APPLICATION FOR FINAL APPROVAL
OF SUBDIVISION PLAT

1. Name of Applicant: Ralph M. Whedon

2. Address of Applicant: 8458 Poolsbrook Rd.
Kirkville, N.Y. 13082

Telephone: Hm. 687-3938 work - 437-6100

3. (a) Address of property to be subdivided: 213 McKinley Ave.
+ vacant lot east of property

(b) Legal description of property to be subdivided:

① Village of Minor lot 003.-03-02.0
map dated Add B1 10 Lt 10B map # 6810 filed 4-22-88

② Village of Minor lot 003.-03-01.0
map dated Add B1 10 Lt 1 map # 6810 filed 4-22-88

(c) The deed conveying the property to the current owner is recorded in the Onondaga County Clerk's Office at Book 4756 at Page 719
4812 133

(d) The zoning district in which the subject property is located is:

Code B R-1

(e) The current use of the subject property is:

One family residence + vacant lot

(f) The proposed use of the subject property if this Application is approved:

One family residence with 108' x 112.04'
lot to be sold as one tax parcel,

4. Tax map number(s) of property to be subdivided: 313 805 003.-03-01.0

313805 003.-03-02.0

5. The Applicant is the (Owner) (Contract Vendee) of the subject property. If the Applicant is not the Owner of the subject property, identify the current Owner of the property to be subdivided: _____
6. Address of Owner: _____

7. Legal description of land owned by Owner which is adjacent to land to be subdivided: (Add additional sheets if necessary.)

8. An application fee of \$ _____ is enclosed with this application.
9. Applicant submits this application involves a (major) (minor) subdivision under Chapter 140 of the Code of the Village of Minoa.
10. Deed restriction upon land (e.g., easements, restrictive covenants):

11. Attorney for applicant: None
- Mailing address: _____

- Telephone: _____
12. Is the property within an Agricultural District containing a farm operation or within 500 feet of a farm operation located in an Agricultural District? Yes _____ No

The Applicant certifies he or she made the above determination by a review of the Village and Town Tax Maps and the applicable Agricultural District Maps. If the answer is "Yes", then (a) the attached Agricultural Data Statement must be completed and signed by the Applicant; and (b) an additional copy of the application and all related documents must be enclosed and must be forwarded by the Village to the Onondaga County Planning Agency per §7-739(5) of the Village Law.

13. The subject premises (are) (are not) adjacent to an existing or proposed county or state parkway, thruway, expressway, road or highway.
14. Will there be proposed structures, proposed new streets, or proposed buildings which will have frontage on, access to, or be otherwise directly related to any existing or proposed right of way or site shown on the county official map? (See General Municipal Law Section 239f.)
 Yes _____ No ✓

(If the answer to this question is "Yes", the applicant shall provide an additional copy of the application and all supporting documents which will be sent by the Village to the Onondaga County Planning Agency pursuant to Section 239-f of the General Municipal Law.)

15. The proposed subdivision (does)(does not) affect property within the protectively zoned area of a housing project authorized under the Public Housing Law.
16. The applicant has read and is familiar with the provisions of the General Municipal Law Section 809, which states:

(1) Every application, petition or request submitted for a variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provisions of any ordinance, local law, rule or regulation constituting the zoning and planning regulations of a municipality shall state the name, residence and the nature and extent of the interest of any state officer or any officer or employee of such municipality or of a municipality of which such municipality is a part, in the person, partnership or association making such application, petition or request (hereinafter called the applicant) to the extent known to such applicant.

(2) For the purpose of this action, an officer or employee shall be deemed to have an interest in the applicant when he, his spouse, or their brother, sisters, parents, children, grandchildren, or the spouse of any of them:

(a) Is the applicant; or

(b) Is an officer, director, partner or employee of the applicant; or

(c) Legally or beneficially owns or controls stock of a corporate applicant or is a member of a partnership or association applicant; or

(d) Is a party to an agreement with such an applicant, express or implied, whereby he may receive any payment or other benefit, whether or not for services rendered, dependent or contingent upon the favorable approval of such application, petition or request.

(4) Ownership of less than five (5%) percent of the stock of a corporation whose stock is listed on the New York or American Stock Exchanges shall not constitute an interest for the purpose of this section.

(5) A person who knowingly and intentionally violates this section shall be guilty of a misdemeanor.

17. No such state or municipal officer, employee or a relative of either, as defined in Section 809 General Municipal Law has any interest in this application, except that (if none, so state) _____
None

18. The undersigned hereby requests the Village Board of the Village of Minoa to approve the Preliminary Plat submitted herewith for the subdivision of the land described at paragraph "3" above. The undersigned hereby certifies that:

(a) The applicant has included six (6) copies of the Preliminary Plat with this application.

- (b) The Preliminary Plat complies with all of the provisions of Chapter 140 of the Code of the Village of Minoa.
 - (c) The applicant has included payment of the fee referred to in §8 above.
 - (d) The applicant has submitted an Environmental Assessment Form, which form may be used by the Village Board to make the environmental determinations required under Chapter 63 of the Code of the Village of Minoa.
 - (e) The applicant will appear at the Planning Board and Village Board meetings held to consider this application.
 - (f) The information contained herein is true, accurate and complete.
 - (g) The applicant and owner hereby consent to Village Board action reverting the subject premises to its existing subdivision classification if the Board subsequently determines that any statement contained in this application or any statement made by the applicant at any public hearing called to consider the application is materially false and was not made in good faith, and further consents to Board action reverting the subject premises to its existing subdivision classification in the event that applicant or owner fails to abide by any conditions or restrictions contained herein or imposed hereafter by the Village Board.
19. The names and addresses of property owners within 500 feet of the property involved in this application follow (attach additional sheets if required): *See attached*

Name	
	Address
Name	
	Address
Name	
	Address

The Applicant and Owner further waive any or all rights otherwise afforded under provisions of the Code of the Village of Minoa upon the granting of the relief requested herein.

Dated: 5/09/08

Owner/Applicant:

Roll M. Wheeler

 Individual Signature

 Corporate Name

By: _____

Title: _____

INDIVIDUAL VERIFICATION OF APPLICANT

STATE OF NEW YORK)
COUNTY OF ONONDAGA) ss.:

(I) ~~(we)~~ Ralph M. Whedon

being duly sworn, depose and say that (I am) ~~(we are)~~ the Applicant(s) in the above Application; that (I) (we) have read the foregoing Application and know the contents thereof; and that the foregoing statements and answers herein contained and the information herewith submitted are in all respects true and correct to the knowledge of the Applicant(s), except as to those matters herein stated to be alleged on information and belief, and that as to those matters Applicant(s) believe(s) them to be true.

Signed: Ralph M. Whedon
Signed: _____

Subscribed and sworn to before me

this 23rd day of May, 2008.

Margaret Hermann
Notary Public

MARGARET A. HERMANN
Notary Public, State of New York
Qualified in Onon. Co. No. 4870360
Commission Expires Sept. 2, 2010

INDIVIDUAL VERIFICATION OF OWNER(S)

(Complete only if Owner is not Applicant)

STATE OF NEW YORK)
COUNTY OF ONONDAGA) ss.:

(I) (We) being duly sworn, depose and say at am we are the Owner s o the property involved in the above Application ;that (I) (we) have read the foregoing Application and know the contents thereof; and that the foregoing statements and answers herein contained and the information herewith submitted are mall respects true and correct to the knowledge of the Owner(s), except as to those matters herein stated to be alleged on information and belief, and that as to those matters Owner(s) believe(s) them to be true. The undersigned also authorizes the Applicant to proceed on the Owner's behalf in connection with this application.

Signed: _____

Signed: _____

Subscribed and sworn to before me

this _____ day of _____, 20____.

Notary Public

CORPORATE VERIFICATION OF APPLICANT

STATE OF NEW YORK)
COUNTY OF ONONDAGA) ss.:

_____, being duly sworn, deposes and states that (s)he is the _____ of the corporation named as the Applicant in the within Application, and that (s)he has read the foregoing Application and knows the contents thereof; and that the foregoing statement, answers, and information contained therein are in all respects true and correct to the knowledge of the undersigned, except as to the matters therein stated to be upon information and belief, and that as to those matters the undersigned believes them to be true; and that the undersigned signed the Application on behalf of the above corporation pursuant to a resolution of the Board of Directors of said corporation.

Signed: _____

Subscribed and sworn to before me

this _____ day of _____, 20__.

Notary Public

CORPORATE VERIFICATION OF OWNER
(Complete only if Owner is not the Applicant)

STATE OF NEW YORK)
COUNTY OF ONONDAGA) ss.:

_____, being duly sworn, deposes and states that (s)he is the _____ of the corporation named as the Owner in the within Application, and that (s)he has read the foregoing Application and knows the contents thereof; and that the foregoing statement, answers, and information contained therein are in all respects true and correct to the knowledge of the undersigned, except as to the matters therein stated to be upon information and belief, and that as to those matters the undersigned believes them to be true; and that the undersigned signed the Application on behalf of the above corporation pursuant to a resolution of the Board of Directors of said corporation.

Signed: _____

Subscribed and sworn to before me

this _____ day of _____, 20__.

Notary Public

