

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
MARCH 16, 2009

The re-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 March 16, 2009.

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

ALSO PRESENT: Chris Ashe, Chris Beers, Dennis Erard, Nicholas Erard, Dan DeLucia, John Sears, and Thomas Petterelli

ABSENT: Trustee Theobald

Mayor Donovan opened the meeting at 7:34 p.m. with the Pledge of Allegiance led by Attorney Primo.

MINUTES OF
VILLAGE BOARD
MEETING -
FEBRUARY 17, 2009

A motion was made by Trustee Champagne and seconded by Trustee Brazill to accept the minutes of the March 2, 2009 Village Board Meeting as recorded. All in favor. Motion carried.

MINUTES OF
SPECIAL MEETING -
MARCH 4, 2009

A motion was made by Trustee Cronk and seconded by Trustee Brazill to accept the minutes of the March 4, 2009 Special Meeting as recorded. All in favor. Motion carried.

**MINUTES OF
SPECIAL MEETING –
MARCH 11, 2009**

A motion was made by Trustee Brazill and seconded by Trustee Cronk to accept the minutes of the March 11, 2009 Special Meeting as recorded. All in favor. Motion carried.

**MINOA FARMS/
CONSTRUCTION
DRAWINGS PART II
- PHASE III**

Tabled – Mayor Donovan said the Construction Drawings Part II would remain inactive on the agenda until he has had communication with Elliot Lasky, Minoa Farms Developer, and verified that the work items from the previously approved resolution has been completed.

**THE AMERICAN
RECOVERY AND
REINVESTMENT
ACT / STIMULUS
PACKAGE**

A motion was made by Trustee Brazill and seconded by Trustee Champagne ratifying prior approval given to Mayor Donovan to submit a funding request proposal for The American Recovery and Reinvestment Act otherwise known as the Stimulus Package for the following items:

- Road Repairs and Paving – 8,050 linear feet - \$360,000
- Repair and Replacement of Sewer Lines – 15,500 linear feet - \$4,200,000
- Reconstruction and Upgrade of Fire Station II - \$1,200,000

All in favor. Motion carried.

Mayor Donovan and Attorney Primo discussed “shovel ready” dates and Mayor Donovan said the projects were submitted anywhere from one month to six months availability depending on the project. The Road Repairs and Paving 91-180 days, Repair and Replacement of sewer Lines 181 days or more, and Reconstruction and Upgrade of Fire Station II 30 to 90 days.

**ANNEXATION
PETITION / TAX
MAP NUMBERS 055.-
01-39.0 AND 055.-01-
40.0 / SCHEPPS
CORNERS ROAD /
NEW PLAN EAST,
LLC.**

Attorney Primo said an Annexation Petition was submitted by New Plan East, LLC. He said the property owners had previously considered annexing the property, which is located on North Main Street just past the Village of Minoa line, for the purpose of utilizing water and sewer services. He said the land consists of approximately 14 acres and two parcels and the owner is considering rehabbing the property by building an apartment building and/or mixed use commercial space.

Attorney Primo said the next step is for the Village Board to schedule a joint Public Hearing with the Town of Manlius and an Annexation Petition is being filed with them as well. He said the Public Hearing is required by law and that a joint hearing is preferable, but the hearings could be held separately with a mutual resolution. Mayor Donovan said that Councilman John Curtis would present the annexation request to the Town Board. Attorney Primo said he would review the annexation requirements and then send a detailed memo to the Village Board outlining the annexation process.

A motion was made by Trustee Champagne and seconded by Trustee Cronk to act on the Annexation Petition filed by New Plan East, LLC, for Tax Map Numbers 055.-01-39.0 and 055.-01-40.0 by scheduling a joint Public Hearing with the Town of Manlius

with the date and time to be determined in conjunction with the Town of Manlius.

**TOBACCO FREE
ONONDAGA
COUNTY**

Mayor Donovan reminded the Board that a representative had provided a presentation at the September 8, 2008 Board Meeting which detailed a Tobacco Free Parks and Playgrounds program. Mayor Donovan asked the Board for their opinions on the subject.

Trustee Champagne said that many of the evening functions at Lewis Park were adult oriented and would be difficult to eliminate smoking at those functions. Discussion ensued and it was agreed to participate in the program by opting to prohibit tobacco use at the Lewis Park playground area, basketball court, restrooms, and tobacco use to be prohibited in its entirety at Rees Field. Mayor Donovan said the signs provided by Tobacco Free Onondaga County are meant for the playground areas and smoking would not be restricted for the Firemen's Field Days.

A motion was made by Trustee Brazill and seconded by Trustee Cronk authorizing Mayor Donovan to sign the agreement with Tobacco-Free Onondaga County opting to prohibit tobacco use at the Lewis Park playground area, basketball court, restrooms, and tobacco use to be prohibited in its entirety at Rees Field. All in favor. Motion carried.

**NIAGARA
MOHAWK/
BANNER
AGREEMENT**

A motion was made by Trustee Brazill and seconded by Trustee Champagne ratifying prior approval giving permission for Mayor Donovan to sign the Niagara Mohawk agreement to hang banners across Main Street for Library Week from March 23, 2009 thru May 1, 2009. All in favor. Motion carried.

**REQUEST
PERMISSION TO
WAIVE MOWING
AND PROPERTY
MAINTENANCE
CHARGES / 101 N.
MAIN STREET / PAB
ENTERPRISES**

Clerk/Treasurer Snider reported that a request was submitted by attorney Patrick Martin for PAB Enterprises (previous property owners) requesting a waiver of mowing and maintenance charges for the property located at 101 N. Main Street in the amounts of \$795.00 for mowing and maintenance and \$238.50 for administrative fees for a total of \$1,033.50. The letter states that the owners felt that they had not been given sufficient notice regarding the work to be completed. Clerk/Treasurer Snider said the property owners had been given numerous written warnings in 2007 and 2008 that were documented in the Codes Enforcement files and that Richard Greene, Codes Enforcement Officer, had made numerous calls to the property owners without any results. She said that the property owners were made aware of the fees to be relieved on the upcoming tax bill through a tax search before the sale of the property in November 2008 to Greg Rinaldi.

REQUEST FOR WAIVER DENIED

A motion was made by Trustee Brazill and seconded by Trustee Champagne to deny the request from PAB Enterprises, 101 N. Main Street, Minoa, NY to waive the mowing, property maintenance and administrative fees in the amount of \$1,033.50 per

their written request dated February 12, 2009. All in favor. Motion carried.

**PROFESSIONAL
SERVICES FEE
SCHEDULE / EDR /
COMMUNITY
DEVELOPMENT
REES FIELD 2008
PROJECT**

A motion was made by Trustee Brazill and seconded by Trustee Cronk authorizing Mayor Donovan to accept the Professional Services fee schedule from EDR for Rees Field Improvements for 2008 funding in an amount not to exceed \$6,200.00. All in favor. Motion carried.

**2008 QUALIFIED
MEMBERS OF MFD
FOR FFSAP**

A motion was made by Trustee Brazill and seconded by Trustee Cronk authorizing Clerk/Treasurer Snider to process the paperwork for the Firefighters Service Awards Program to Solvay Bank and PKY Associates, Inc. The posting requirements for the 2008 FFSAP listing have been met and payment will be sent to Solvay Bank in the name of the Village of Minoa FFSAP at \$700.00 for twenty-seven (27) qualified members for a total of \$18,900.00. All in favor. Motion carried

AMBULANCE

RESIGNATION OF PT EMT / NATHANIEL CISNE

A motion was made by Trustee Brazill and seconded by Trustee Cronk accepting the resignation of PT Emergency Medical Technician Nathaniel Cisne effective March 10, 2009. All in favor. Motion carried.

***REQUEST PERMISSION TO ATTEND CRITICAL INCIDENT STRESS
MANAGEMENT TRAINING CLASS***

A motion was made by Trustee Champagne and seconded by Trustee Cronk giving permission for Keith Brandis to attend the three day seminar Critical Incident Stress Management Training Class offered by NAVAC Ambulance, Syracuse, NY, March 13-15, 2009, and at a cost of \$100.00 per person. All in favor. Motion carried.

***ST. JOSEPH'S HOSPITAL HEALTH CENTER / ELECTRONIC HEALTH
RECORDS AGREEMENT***

A motion was made by Trustee Champagne and seconded by Trustee Cronk authorizing Mayor Donovan to sign the Electronic Health Records Agreement with St. Joseph's Hospital Health Center to participate in the Connectivity Services program for a modem for Lifepack 12 Defibrillator to be placed in A-1 in the amount of \$200.00. All in favor. Motion carried.

REQUEST PERMISSION TO SUBMIT RFP / AMBULANCE BILLING

A motion was made by Trustee Brazill and seconded by Trustee Cronk to submit an RFP for Ambulance Billing for consolidation purposes with the Fire Advisory Board. All in favor. Motion carried.

was an informative day. Trustee Cronk said that there was a pump problem at the WWTF, but Steve Giarrusso was able to diagnose the problem and all is running well.

**RESCHEDULE
ANNUAL MEETING
AND REGULAR
MEETING OF APRIL
6, 2009 TO APRIL 7,
2009**

A motion was made by Trustee Champagne and seconded by Trustee Cronk to reschedule the April 6, 2009 Village Board Meeting and Annual Meeting to Tuesday, April 7, 2009 beginning at 7:00 p.m. All in favor. Motion carried.

MAYOR'S REPORT

Nothing to report.

**ATTORNEY'S
REPORT**

Attorney Primo reminded the Board that there were two pending local laws in the draft stage (1) Signage and (2) Construction Site Maintenance. Attorney Primo said he added some verbiage to the Signage law which changed the appeal route so that if the Codes Enforcement Officer makes a permit decision and it is challenged, the Village Board would have the ability to make the final decision and not the Planning Board. Attorney Primo said the Planning Board would still act on the sign specifics and placement of the sign. He said that if the requests become too demanding, the Village Board would have the authority to delegate the decision making to the Planning Board. Attorney Primo asked the Board to review the drafts again and Mayor Donovan said the Board can schedule the Public Hearings at the next Board Meeting after they have reviewed the changes.

FRONTIER CHEMICAL SITE PRP GROUP – SETTLEMENT OFFER

Attorney Primo reported that he received the DEC decision and said that the Village of Minoa should not accept the settlement offer because the release is just a release from all current active parties in the settlement offer. He said the Village only deposited 250 gallons of waste and there are 100's of potential parties that would be responsible for damages. Attorney Primo said that he would make a few more calls and if there is a final consent order he might suggest at that time to participate in the settlement offer.

Thomas Petterelli said that the DEC originally approved the Frontier Chemical Site hazardous waste dump for the disposal of diesel fuel contaminated soil waste at the time the 250 gallons were removed.

AUDIT CLAIMS

A motion was made by Trustee Champagne and seconded by Trustee Brazill that claims on Abstract #20 in the amounts of General Fund - \$78,038.95 (Vouchers 789-847) and Sewer Fund - \$7,542.09 (Vouchers 280-298) for a total of \$85,581.04 be audited and paid. All in favor. Motion carried.

**TREASURER'S
REPORT -
FEBRUARY 2009**

A motion was made by Trustee Brazill and seconded by Trustee Cronk to accept the Treasurer's Report for the month of February 2009 as recorded. All in favor. Motion carried.

PUBLIC COMMENTS

Dan DeLucia said that he wanted to thank Thomas Petterelli and the DPW staff for quickly responding to a sewer line problem that he had on his property.

Chris Beers said that the Board should consider adopting a resolution that would prohibit smoking in areas outside of the playground areas, such as the basketball court and the restrooms. He also suggested that smoking be prohibited at the Concerts and Movies in the park program as well. Upon further discussion, the Board said they would add the basketball court and restroom vicinity to the list of prohibited smoking areas and request extra signs to post around the park facilities.

John Sears asked if there was another Budget Meeting on Wednesday, March 18, 2009 open to the public and Mayor Donovan said that it was still scheduled and open for the public to attend as is the tradition.

Mr. Sears asked for clarification of the qualified members for the Service Award Program and Mayor Donovan said that it covered twenty-seven firefighters in the amount of \$700.00 each for a total annual contribution of \$18,900.00 for firefighters who have met 10% of all fire calls and met training requirements based on a point system. Mayor Donovan said every year the firefighters have to re-qualify and the award is placed into an investment fund and this is for the 2008 year.

Mr. Sears asked if the total cost of \$1,340.00 for the class and \$266.72 for books was for all four firefighters listed for the Advanced Openwater Diver Course and Mayor Donovan said yes.

Mr. Sears said that he was more concerned about drugs being used at the Field Days than smokers, because drunks and drug users kill and maim more people than smokers do and he is familiar with drunken behavior because he was hit by a police officer who was drunk while he was riding his bicycle.

ADJOURNMENT

A motion was made by Trustee Champagne and seconded by Trustee Brazill that the Village Board Meeting be adjourned at 8:28 p.m. All in favor. Motion carried.

Respectfully submitted,

Suzanne M. Snider
Village Clerk/Treasurer