

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
MARCH 17, 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 March 17, 2008.

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

ABSENT: None

ALSO Chris Beers, Thomas Petterelli and John Sears

PRESENT:

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

MINUTES OF
PUBLIC HEARING -
MARCH 3, 2008

A motion was made by Trustee Brazill and seconded by Trustee Cronk to accept the minutes of the March 3, 2008 Public Hearing on the Amended Preliminary Plat for Minoa Farms. All in favor. Motion carried.

MINUTES OF
VILLAGE BOARD
MEETING - MARCH
3, 2008

A motion was made by Trustee Theobald and seconded by Trustee Champagne to accept the minutes of the March 3, 2008 Village Board Meeting as recorded. All in favor. Motion carried.

MINUTES OF SPECIAL MEETING - MARCH 5, 2008 A motion was made by Trustee Cronk and seconded by Trustee Champagne accepting the minutes of the Special Meeting of March 5, 2008 as recorded. All in favor. Motion carried.

MINUTES OF SPECIAL MEETING - MARCH 12, 2008 A motion was made by Trustee Champagne and seconded by Trustee Cronk accepting the minutes of the Special Meeting of March 12, 2008 as recorded. All in favor. Motion carried.

MINOA FARMS - (AMENDED) PRELIMINARY PLAT SUBDIVISION APPROVAL Tabled

ADOPTION OF LOCAL LAW #2 FOR 2008 - CONVERTED CONDOMINIUM UNITS A motion was made by Trustee Brazill and seconded by Trustee Champagne adopting Local Law #2 for 2008 relating to the establishment of Article IV of Chapter 143 of the Village of Minoa Municipal Code entitled "Converted Condominium Units" to give the Village the option of assessing these units as single family residences using market value methods within the Village of Minoa and attached hereto as Schedule "A". All in favor. Motion Carried.

NOTICE OF AWARD OF GRANT/ JUSTICE COURT Clerk/Treasurer Snider reported that Judge Janet Stanley received a grant from the State of New York Justice Court Assistance Program 2007-2008 State aid grant in the amount of \$7,249.48 of which a check in the amount of \$2,099.48 will be sent to purchase a label maker, shredder, audio recorder, judicial robe, signage, and bulletin board. Judge Stanley will receive a walkthrough metal detector, which will be paid for by New York State valued at \$5,150.00.

REQUEST SEWER PENALTY BE WAIVED A motion was made by Trustee Brazill and seconded by Trustee Champagne agreeing to waive the Sewer Penalties for Lisa Webb, Acct # 1070.0, in the amount of \$5.00 and Acct # 1086.0, in the amount of \$5.00 per her verbal request to Clerk/Treasurer Snider due to non receipt of the original bills and that it is on a one time basis only. All in favor. Motion carried.

2007 QUALIFIED MEMBERS OF MFD FOR FFSAP A motion was made by Trustee Brazill and seconded by Trustee Champagne 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 2007 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-eight (28) qualified members for a total of \$19,600.00. All in favor. Motion carried.

**PREVENTATIVE
MAINTENANCE
AGREEMENT FOR
AMBULANCE
EQUIPMENT -
OMNICOR**

A motion was made by Trustee Cronk and seconded by Trustee Brazill empowering Mayor Donovan to execute the Preventative Maintenance Agreement dated March 10, 2008 with Omnicor for a one year agreement in the amount of \$800.00 per inspection on a semi-annual basis for a total of \$1,600.00. All in favor. Motion carried.

**MINOA FIRE
DEPARTMENT**

***RATIFY PRIOR APPROVAL TO USE ENGINE 11 IN THE ST. PATRICK'S
DAY PARADE***

A motion was made by Trustee Brazill and seconded by Trustee Cronk ratifying prior approval given to the Minoa Fire Department to use Engine II in the St. Patrick's Day Parade held in Syracuse, NY on March 15, 2008. All in favor. Motion carried.

AMBULANCE

***REQUEST PERMISSION TO ATTEND THE 2008 EMS TEACHING DAY
SEMINAR***

A motion was made by Trustee Theobald and seconded by Trustee Brazill authorizing Dale Bechtel to attend the 2008 EMS Teaching Day Seminar offered by SUNY Upstate Medical, Syracuse, NY, on April 26, 2008 at a cost of \$75.00 per person. All in favor. Motion carried.

DPW

***REQUEST PERMISSION TO ATTEND THE CNY AND MOHAWK VALLEY
DAMAGE PREVENTION COUNCILS***

A motion was made by Trustee Champagne and seconded by Trustee Theobald giving permission to Thomas Petterelli, Michael Murnane, and Larry Wood to attend the CNY and Mohawk Valley Damage Prevention Councils offered by National Grid on April 2, 2008 in Canastota, NY at no cost. All in favor. Motion carried.

REQUEST PERMISSION TO ATTEND A SEMINAR ON "FLEXI-PAVE"

A motion was made by Trustee Theobald and seconded by Trustee Cronk giving permission to Thomas Petterelli and Trustee Champagne to attend the seminar on "Flexi-Pave" offered by James Ross & Son Contractors on March 19, 2008 at the NYS Fairgrounds, Syracuse, NY at no cost. All in favor. Motion carried.

***REQUEST PERMISSION TO ATTEND THE SEMINAR NATIONAL MANUAL OF
UNIFORM TRAFFIC CONTROL DEVICES***

A motion was made by Trustee Brazill and seconded by Trustee Theobald giving permission to Thomas Petterelli to attend the seminar National Manual of Uniform Traffic Control Devices offered by New York State Department of Transportation on April 3, 2008 at the NYS Fairgrounds, Syracuse, NY at no cost. All in favor. Motion carried.

TRUSTEES' REPORT Trustee Champagne reported that he would pick up the Easter Bunny outfit on Friday

and the baskets were completed for the Easter Egg Hunt scheduled for March 22, 2008 from 10:30 a.m. to Noon.

Trustee Theobald said he met with the Town of Manlius Police Department regarding the Traffic Safety Program and provided a copy of their 2007 Annual Report to Clerk/Treasurer Snider to copy for the Mayor and Board. He said there was a 6% decrease in automobile accidents and the Town of Manlius recorded the fewest number of collisions in the past 17 years since 1990.

Trustee Cronk said the DPW received an emergency load of salt and they are prepared for the rest of the winter. Mayor Donovan said all municipalities were having difficulties receiving salt and the DPW finally had salt orders coming in, of which one load had to be cancelled.

Trustee Cronk said the DEC visited the Wastewater Treatment Facility and they reviewed the plant for a tour and instruction on the sewer system. He said others were there to review the plant and possibly use the facility as a model for their systems. Trustee Cronk reported that the DEC said that the employees at the Wastewater Treatment Facility were doing a great job and that the Village of Minoa should be proud of their system.

Trustee Cronk said he is working the Town of Manlius Triad to provide GPS watches for the elderly to monitor their whereabouts if they leave their home and they have almost fifty watches for distribution.

Trustee Brazill requested information from the Board and Department heads for the newsletter.

Trustee Brazill said he received a draft resolution from James Tedisco, Assembly Minority Leader, in support of the *New York State Property Taxpayer Protection Act*, which puts forth new and innovative ideas for property tax reform that limit the amount school districts can raise annually through local tax levies to four percent or the rate of inflation, whichever is less; in addition the Act would relieve municipalities and school districts of unfunded mandates. Trustee Brazill provided a copy of the resolution to Clerk/Treasurer Snider to copy and forward to the Board. Mayor Donovan said the Board should review the proposed resolution carefully before deciding to pass the resolution.

MAYOR'S REPORT

Mayor Donovan said it was quite a credit to the organization to have the DEC and visitors from all over the country tour the Wastewater Treatment Facility and use the plant as a benchmark for technology.

Mayor Donovan said that Thomas Petterelli was searching for salt orders and when he

finally got one approved, the original order was finally able to process, but was cancelled without penalty for the record.

ATTORNEY'S REPORT

Attorney Primo said he received a fax from Michael Schwartz, Deputy Appeals Attorney of the City of New York, which questioned why the three villages he represents have not responded to the Collateral Source Bill. Clerk/Treasurer Snider said the support letters are approved by the Board and sent out on an annual basis at minimum. She said she would forward Attorney Primo copies of the support letters that were previously sent.

Attorney Primo said he needed to discuss Agenda matter with the Board after the meeting, but it was not considered an Executive Session, but considered an advice of counsel matter.

AUDIT CLAIMS

A motion was made by Trustee Champagne and seconded by Trustee Theobald that claims on Abstract #20 in the amounts of General Fund - \$66,816.58 (Vouchers 839-888); and Sewer Fund - \$5,682.70 (Vouchers 276-291) for a total of \$72,499.28 be audited and paid. All in favor. Motion carried.

PUBLIC COMMENTS

John Sears submitted the following statement and requested that it be recorded in the minutes:

“Submit word for word in the minutes. At the two public budget meetings the mayor and four trustees keep the people from adequately following the budget process by not providing the packet they have in front of them. Why? And can that change for the 3/19/ final meeting – If not why put barriers in front of public scrutiny again.”

Mayor Donovan said that Mr. Sears' questions had been previously answered and that the Special Meeting for the review of budgets is a work session. Mayor Donovan said the worksheets are a work in progress and the finalized budgets will be available in the Village Office and at the Public Hearing scheduled for April 14, 2008 at 7:00 p.m.

Mr. Sears said that it was a two-part question and the gist of his comment is that the public cannot scrutinize the budget if they don't have the worksheets in front of them. He did not see the changes being made and wants them available at the next meeting. He said that no one shows up and doesn't understand why they cannot make one extra copy. Mr. Sears said that he can legally force the Board to provide him a copy before the meeting.

Attorney Primo said here is how the budget process works, not just in Minoa but generally in all municipalities, Department heads and similar supervisory persons put together their budget request, which is sort of a wish list indicating what they feel their department needs. These requests are then compiled into a budget worksheet. The board

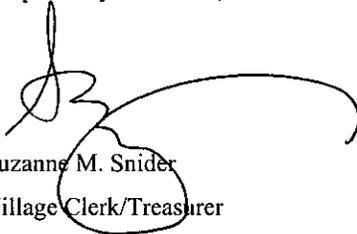
then goes to work on those numbers by honing them down based on conferences with each other and department heads/supervisory personnel requesting the specific budget items. This process continues until the board feels they have something that is presentable as a preliminary budget. It is then distributed and a public hearing is then scheduled. At the public hearing any issues relating to the preliminary budget are discussed in detail. The budget may then be or not be revised based on concerns raised or it may be offered for approval. To the extent further dialogue is necessary, the public hearings may be continued; however, there is a drop dead date by which the budget must be passed. Attorney Primo stated that it was the village's intention to not automatically adopt the preliminary budget without resolving any issues raised at the public hearing and continue the hearing as necessary.

Chris Beers asked how often the E-Code was updated pertaining to the local laws adopted by the Village of Minoa. Clerk/Treasurer Snider said the laws are submitted on an annual basis and it would be a good idea to scan each approved law and place on the website.

ADJOURNMENT

A motion was made by Trustee Champagne and seconded by Trustee Cronk that the Village Board Meeting be adjourned at 8:00 p.m. All in favor. Motion carried.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'Suzanne M. Snider', written over a circular stamp or seal.

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.)

Village of Minoa

Local Law No. Two (2) of the year 2008.

A local law establishing Article IV of Chapter 143 of the Village of Minoa Municipal Code entitled "Converted Condominium Units."

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

Section One (1). PURPOSE AND INTENT.

The Village of Minoa Board of Trustees finds that it is desirable, to the greatest extent possible under the law, to give the Village the option of assessing single family residences at market value. In that, an owner of an existing single family residence may take certain steps to categorize their property as a condominium and such categorization may prevent the Village Assessor from using the market value method of determining a property's value for a single family residence from being used and thus result in a lower assessment than its current market value, this lower assessment may result in uneven and unfair taxation to similarly situated single family residences. The Village Board finds that this result would be unfair to the remaining taxpayers of the Village. Real Property Tax Law Section 581(c) authorizes assessing jurisdictions to disallow converted condominiums as set forth in this local law.

Section Two (2). A new Article IV shall be added to Chapter 143 of the Code of the Village of Minoa to provide as follows:

Article IV Converted Condominium Units

Pursuant to Section 581(c) of the Real Property Tax Law ("RPTL"), the Village of Minoa does not recognize converted condominium units, as defined in Section 581(c) of the RPTL, as condominium units for purposes of assessing the value of said condominium under Section 339-y of the Real Property Law.

Section Three (3). 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.2 of 2008 of the (County)(City)(Town)(Village) of Minoa was duly passed by the Village Board of Trustees of the Village of Minoa on March 17, 2008 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

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

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 _____ on _____, 19__, and was (approved)(not approved)(repassed after _____ (Name of Legislative Body)

disapproval) by the _____ on _____, 19__. Such local law was subject to _____ (Elective Chief Executive Officer*)

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.)

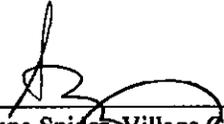
I hereby certify that the local law annexed hereto, designated as local law No _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors 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 Snider, Village Clerk

(Seal)

Date: March 21, 2008

(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 ONONDAGA

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: March 20, 2008

*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.