

VILLAGE OF MINOA
WWW.VILLAGEOFMINOA.COM
BOARD OF TRUSTEES
January 23, 2023

PRESENT: Mayor William F. Brazill
Trustee John M. Abbott
Trustee John H. Champagne
Trustee Eric S. Christensen
Trustee J. Robert (Bobby) Schepp
Clerk Treasurer Lisa DeVona
Attorney Courtney Hills, Esq.

ALSO PRESENT: Michael Macko, Jeremiah Butchko, Trevor Van Auken,
Don Grevelding, Linda and John Greiner, Bob and Sharon Caron, William Nicholson, Pat Abbott

Mayor Brazill opened the village board meeting at 6:30 pm and Trustee John Champagne led those present with the Pledge of Allegiance.

PETITION OF ANNEXATION FROM TOWN OF MANLIUS – LINDA AND JOHN GREINER - LOT 2, 7364 KIRKVILLE ROAD

Petition of Annexation from Town of Manlius – Linda & John Greiner, 7364 Kirkville Road, tax map #055.-01-06.0, parcel of land identified as Lot 2 on the subdivision map dated 12/21/2020 in Town of Manlius consisting of 4.572 acres.

Mayor Brazill stated a joint public hearing before the Town of Manlius and the Village was held on January 11, 2023 at 6:35pm. The Village Board will assume lead agency on this application, review and complete Part 2 - Short Environmental Assessment Form.

With no further questions from the village board or those present Trustee Champagne made a motion, seconded by Trustee Abbott to adopt the following resolution as originally drafted and proposed by the Village Attorney and this date revised following the public hearing referenced herein of this date, as described hereinafter, was moved, seconded and adopted:

WHEREAS, by a “Petition for the Annexation of Territory from the Town of Manlius, County of Onondaga, State of New York to the Village of Minoa, County of Onondaga, State of New York”, filed November 29, 2022 (the “Petition”), John Greiner and Linda Greiner (collectively the “Petitioner”), pursuant to Article 23 of the General Municipal Law, petitioned the Town Board of the Town of Manlius (the “Town”) and the Board of Trustees of the Village of Minoa (the “Village”) to annex into the Village certain real property more particularly described in the Petition, which property is comprised of approximately 4.572± acres of land situate in the Town and described as part of Tax Parcel No. 055.-01-06.0 on the Town Tax Map of the Town, and which is more particularly described in the Petition and exhibits thereto (the “Territory”); and

WHEREAS, the Petition states, and the Town of Manlius Assessor has certified, that the Petitioner is the owner of a majority in assessed valuation (in fact all of same) of the Territory; and

WHEREAS, a joint public hearing before the Town and the Village was held on such Petition at the Municipal Building of the Town, located at 301 Brooklea Drive, Fayetteville, New York 13066 on this date, **January 11, 2023** at 6:35 p.m., at which time all parties interested in the matter were heard and an opportunity was given to present all objections; and

WHEREAS, John Greiner and Linda Greiner appeared at the public hearing and presented in support of the proposed annexation, giving a very brief general overview of the request and having presented arguments relative to the criteria and standards required for annexation; and

WHEREAS, the evidence and testimony produced at the hearing established that (a) the Petitioner is the owner of a majority (in fact all) of the assessed valuation of the Property; (b) there are no residents within the Property; and (c) all taxes on the Property currently due have been paid and with no outstanding debt issues; the annexation of such lands will result in the ability of the project to obtain Village sanitary sewer service, only available to properties within the Village and as such will result in higher property and school tax revenues to the town, Village and East Syracuse-Minoa school district; and

WHEREAS, as indicated by the short EAF prepared and executed by Petitioner, the subject annexation is an Unlisted Action pursuant to SEQRA and accordingly the Board of Trustees elects to act as Lead Agency for purposes of review and to conduct an Uncoordinated Review of same; and

WHEREAS, the Village Board of the Village of Minoa has duly considered the Petition and the evidence presented at the hearing;

NOW, THEREFORE BE IT RESOLVED AND ORDERED that the Village Board of the Village of Minoa hereby finds that:

- (1) The Petitioner is duly qualified to sign the Petition;
- (2) The Petitioner is the owner of at least a majority of the assessed valuation of the Property according to the last preceding assessment role of the Village of Minoa;
- (3) That the Petition substantially complies in form and content with Article 23 of the General Municipal Law;
- (4) The proposed annexation is in the overall public interest of the Territory proposed to be annexed, the Village of Minoa, the Town of Manlius, and the East Syracuse-Minoa School District;
- (5) That there are no outstanding debt issues to be addressed; and be it further

RESOLVED AND ORDERED, that the relief requested in the Petition is hereby granted in all respects and the Territory, as described in the Petition, shall be hereby annexed into the Village of Minoa; and be it

further

RESOLVED AND ORDERED, that the Village Board of the Village of Minoa finds there are no persons residing within the Territory, and therefore no persons qualified to vote and, accordingly, no election under General Municipal Law Section 713 shall be held; and be it further

ORDERED, Parts II and III of the proposed Short EAF as articulated by the Village attorney this date are hereby adopted as so articulated and completed in proposed form and accordingly a negative declaration of significance is hereby issued; and be it further

ORDERED, that upon the following conditions the consent and approval of the Village Board of the Village of Minoa is hereby given to the annexation of the Territory now situated in the Town of Manlius and more particularly described in the Petition, to the Village of Minoa: (1) the Village of Minoa shall be reimbursed for all expenses including professional fees, incurred incidental to this annexation proceeding; (2) the Petitioner shall deliver to the Village an amended map of the territory of the Village in form satisfactory to Village and governmental or other agency and as otherwise required under General Municipal Law §723; the Petitioner shall incur any outstanding taxes, special district charges and the like whatsoever resulting from the annexation into the Village and it is further

ORDERED, that the Village Board of Trustees shall as required by applicable law shall consider adoption of Local Law No. 1 of 2023, thereby annexing the territory petitioned for hereunder into the Village of Minoa, and provide for such other incidental matters as set forth and described at §§43-2 and 43-4 of the Village Code;

Upon motion made by Trustee John Champagne, and seconded by John Abbott, the question of adoption of the foregoing resolution was put to a roll call, which resulted as follows:

William Brazill, Mayor	Yes
John Champagne, Trustee	Yes
Eric Christensen, Trustee	Yes
J. Robert Schepp, Trustee	Yes

Resolution was adopted on January 23, 2023

Mayor Brazill congratulated Mr. & Mrs. Greiner and welcomed them to the village.

**PETITION OF
ANNEXATION
FROM TOWN OF
MANLIUS –
SHARON CARON,
7235 N. CENTRAL
AVENUE**

Petition of Annexation from Town of Manlius – Sharon Caron, 7235 N. Central Avenue, tax map #054.-02-26.1, parcel is comprised of approximately 3.79 acres of vacant land.

Mayor Brazill stated a joint public hearing before the Town of Manlius and the Village was held on January 11, 2023 at 6:35pm. The Village Board will assume lead agency on this application, review and complete Part 2 - Short Environmental Assessment Form.

With no further questions from the village board or those present Trustee Champagne made a motion, seconded by Trustee Abbott to adopt the following resolution as originally drafted and proposed by the Village Attorney and this date revised following the public hearing referenced herein of this date, as described hereinafter, was moved, seconded and adopted:

WHEREAS, by a “Petition for the Annexation of Territory from the Town of Manlius, County of Onondaga, State of New York to the Village of Minoa, County of Onondaga, State of New York”, filed November 29, 2022 (the “Petition”), Sharon Caron (the “Petitioner”), pursuant to Article 17 of the General Municipal Law, petitioned the Town Board of the Town of Manlius (the “Town”) and the Board of Trustees of the Village of Minoa (the “Village”) to annex into the Village certain real property more particularly described in the Petition, which property is comprised of approximately 3.79± acres of land situate in the Town and described as part of Tax Parcel No. 054.-02-26.1 on the Town Tax Map of the Town, and which is more particularly described in the Petition and exhibits thereto (the “Territory”); and

WHEREAS, the Petition states, and the Town of Manlius Assessor has certified, that the Petitioner is the owner of a majority in assessed valuation (in fact all of same) of the Territory; and

WHEREAS, a joint public hearing before the Town and the Village was held on such Petition at the Municipal Building of the Town, located at 301 Brooklea Drive, Fayetteville, New York 13066 on this date, **January 11, 2023** at 6:35 p.m., at which time all parties interested in the matter were heard and an opportunity was given to present all objections; and

WHEREAS, Sharon Caron appeared at the public hearing and presented in support of the proposed annexation, giving a very brief general overview of the request and having presented arguments relative to the criteria and standards required for annexation; and

WHEREAS, the evidence and testimony produced at the hearing established that (a) the Petitioner is the owner of a majority (in fact all) of the assessed valuation of the Property; (b) there are no residents within the Property; and (c) all taxes on the Property currently due have been paid and with no outstanding debt issues; the annexation of such lands will result in the ability of the project to obtain Village sanitary sewer service, only available to properties within the Village and as such will result in higher property and school tax revenues to the town, Village and East Syracuse-Minoa school district; and

WHEREAS, as indicated by the short EAF prepared and executed by Petitioner, the subject annexation is an Unlisted Action pursuant to SEQRA and accordingly the Board of Trustees elects to act as Lead Agency for purposes of review and to conduct an Uncoordinated Review of same; and

WHEREAS, the Village Board of the Village of Minoa has duly considered the Petition and the evidence presented at the hearing;

NOW, THEREFORE BE IT RESOLVED AND ORDERED, the Village Board of the Village of Minoa hereby finds that:

- (1) The Petitioner is duly qualified to sign the Petition;

(2) The Petitioner is the owner of at least a majority of the assessed valuation of the Property according to the last preceding assessment role of the Village of Minoa;

(3) That the Petition substantially complies in form and content with Article 17 of the General Municipal Law;

(4) The proposed annexation is in the overall public interest of the Territory proposed to be annexed, the Village of Minoa, the Town of Manlius, and the East Syracuse-Minoa School District;

(5) That there are no outstanding debt issues to be addressed; and be it further

RESOLVED AND ORDERED, that the relief requested in the Petition is hereby granted in all respects and the Territory, as described in the Petition, shall be hereby annexed into the Village of Minoa; and be it further

RESOLVED AND ORDERED, that the Village Board of the Village of Minoa finds there are no persons residing within the Territory, and therefore no persons qualified to vote and, accordingly, no election under General Municipal Law Section 713 shall be held; and be it further

ORDERED, Parts II and III of the proposed Short EAF as articulated by the Village attorney this date are hereby adopted as so articulated and completed in proposed form and accordingly a negative declaration of significance is hereby issued; and be it further

ORDERED, that upon the following conditions the consent and approval of the Village Board of the Village of Minoa is hereby given to the annexation of the Territory now situated in the Town of Manlius and more particularly described in the Petition, to the Village of Minoa: (1) the Village of Minoa shall be reimbursed for all expenses including professional fees, incurred incidental to this annexation proceeding; (2) the Petitioner shall deliver to the Village an amended map of the territory of the Village in form satisfactory to Village and governmental or other agency and as otherwise required under General Municipal Law §717; the Petitioner shall incur any outstanding taxes, special district charges and the like whatsoever resulting from the annexation into the Village and it is further

ORDERED, that the Village Board of Trustees shall as required by applicable law shall consider adoption of Local Law No. 1 of 2023, thereby annexing the territory petitioned for hereunder into the Village of Minoa, and provide for such other incidental matters as set forth and described at §§43-2 and 43-4 of the Village Code;

Upon motion made by Trustee John Champagne, and seconded by Trustee John Abbott, the question of adoption of the foregoing resolution was put to a roll call, which resulted as follows:

William Brazill, Mayor	Yes
John Champagne, Trustee	Yes
Eric Christensen, Trustee	Yes
J. Robert Schepp, Trustee	Yes

Resolution was adopted on January 23, 2023

Mayor Brazill congratulated Mr. & Mrs. Caron and welcomed them to the village.

PUBLIC HEARING LOCAL LAW #1 OF 2023 – ANNEXATIONS

Trustee Champagne made a motion, seconded by Trustee Christensen to waive reading legal notice and open public hearing. All in favor; motion carried.

Mayor Brazill opened the public hearing at 6:41pm.

Attorney Hills stated the final action for the board to take with respect to the annexation applications is to adopt this local law amending the zoning map to include the parcels within the village boundary.

Mayor Brazill opened the hearing to the public.

With no comments from the public, Mayor Brazill asked if the board had any questions or comments.

With no further questions or comments Trustee Champagne made a motion, seconded by Trustee Christensen to close the public hearing.

Mayor Brazill closed the public hearing at 6:42pm.

CONSIDERATION OF LOCAL LAW #1 FOR 2023

Trustee Champagne made a motion, seconded by Trustee Schepp to adopt Local Law #1 for 2023,

A local law amending Schedule “A” of Chapter 43 entitled “Annexations” of the Village of Minoa Code.

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

Section One (1). Schedule “A” of Chapter 43 entitled “Annexations” is hereby amended as follows:

Schedule “A” shall contain, on and after the effective date of this Local Law, in addition to the territory theretofore contained within its boundaries, the following described territory: See attached Exhibit “A” hereto.

Section Two (2). Statutory Authority.

The territory described in Section One of this Local Law is hereby annexed to the Village of Minoa subject and pursuant to the provisions of Section 714 of the General Municipal Law and Chapter 43 of the Village of Minoa Code.

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). Illegality/Severability.

If any clause, sentence, paragraph, subdivision, section or part of this local law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstances is adjudged invalid, illegal or unconstitutional by any court of competent jurisdiction, such order or judgment shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application directly involved in the controversy in which such judgment shall have been

rendered and shall not affect or impair the validity of the remainder of this local law or the application thereof to other persons or circumstances. Further, in adjudging such invalid, illegal or unconstitutional provision, the court shall attempt to modify same to a provision which is not invalid, illegal or unconstitutional and which best achieves the intent of the invalid provision.
All in favor; motion carried.

**CLERK-
TREASURER**

MEETING MINUTES – DECEMBER 19, 2022

Trustee Schepp made a motion, seconded by Trustee Abbott to approve the meeting minutes of December 19, 2022 as submitted. All in favor; motion carried.

MEETING MINUTES – JANUARY 9, 2023

Trustee Champagne made a motion, seconded by Trustee Christensen to approve the meeting minutes of January 9, 2022 as submitted. All in favor; motion carried.

FEBRUARY MEETING SCHEDULE

Trustee Schepp made a motion, seconded by Trustee Christensen to make the following changes to February meeting schedule:

Cancel 2/6, 2/20 Board meetings and 2/8 Budget workshop meeting and schedule Tuesday, 2/21 board meeting beginning at 6:30pm. All in favor; motion carried.

PERMISSION TO WAIVE \$1,373.36 AMBULANCE BILL

Trustee Champagne made a motion, seconded by Trustee Abbott to approve the request to waive \$1,373.36 ambulance bill for employee injured on duty. All in favor; motion carried.

ESTABLISH DIRECTOR OF EMERGENCY MANAGEMENT NON-CIVIL SERVICE POSITION

Trustee Champagne made a motion, seconded by Trustee Schepp to establish Director of Emergency Management (non-civil service) position and appoint Donald Grevelding effective immediately for a term to expire April 2023. All in favor; motion carried.

FIRE***TRAINING REQUEST – EMT ORIGINAL CLASS***

Trustee Christensen made a motion, seconded by Trustee Schepp to approve training request for Dominic Erard and Drew Cavanaugh to attend EMT Original Class at Upstate Emergency Medicine, \$1,195.00/pp. All in favor; motion carried.

PERMISSION TO PURCHASE THREE (3) 2023 FORD F150 CREW CAB RESPONDERS

Trustee Schepp made a motion, seconded by Trustee Christensen to approve the purchase of three (3) 2023 Ford F150 Crew Cab Responder Pick-up with emergency lighting package: \$214,113 to replace aging Chief vehicles C1, C2, C3 and enter into four (4) year Leasing Agreement with Community Leasing Partners, annual payment \$60,192.20 (first payment due February 2024) and sell the three (3) oldest chiefs vehicles. All in favor; motion carried.

ZBA / PLANNING***ZONING BOARD OF APPEALS AND PLANNING BOARD MEETINGS TO BEGIN AT 6:30PM***

Trustee Champagne made a motion, seconded by Trustee Schepp to approve Zoning Board of Appeals and Planning Board Meetings to begin at 6:30pm instead of 7pm. All in favor; motion carried.

Attorney Hills stated the Zoning Board of Appeals members have requested the Village Board consider modifying the fence requirements for corner lots to allow 6' fences in the front yard with specifics to the law, distance from the road, and distance from corner and only on the front yard side that doesn't contain their front door.

A brief discussion took place and the board asked Attorney Hills to review fence requirements and corner lots in other municipalities and report back to the board.

CELEBRATIONS***MINOA AMERICAN LEGION POST 1102***

Trustee Champagne made a motion, seconded by Trustee Christensen to accept the offer from Minoa American Legion Post 1102 to hold a chicken barbeque for Memorial Day, Annual Festival and a July Car Show (date to be determined). All in favor; motion carried.

**AUDIT OF
CLAIMS
ABSTRACT #016**

A motion was made by Trustee Schepp and seconded by Trustee Christensen that the claims on **Abstract #016** dated January 23, 2023 have been reviewed and approved for payment:

General Fund, voucher(s) 648 - 692 in the amount of \$47,748.92

Sewer Fund, voucher(s) 250 - 268 in the amount of \$45,285.48

Trust & Agency, voucher(s) 216 - 227 in the amount of \$79,351.40

All in favor; motion carried.

**PUBLIC
COMMENT**

Jeremiah Butchko, 240 S. Main Street stated he requested information from NYS DEC to review environmental study done for Minoa Farms Development.

ADJOURNMENT

A motion was made by Trustee Champagne and seconded by Trustee Abbott to adjourn the village board meeting at 7:14pm. All in favor. Motion carried.

Respectfully submitted,

Lisa L. DeVona

Lisa L. DeVona, Clerk-Treasurer