

**DRAFT MINUTES
TOWN BOARD
February 8, 2012**

The Town of Manlius Town Board assembled at the Town Hall, 301 Brooklea Drive, Fayetteville, New York, with Supervisor Edmond Theobald presiding and the following Board members present:

John R. Loeffler, Councilor
David M. Marnell, Sr., Councilor
Nicholas J. Marzola, Councilor
Sandra A. Schepp, Councilor
Vincent Giordano, Councilor
Karen Green, Councilor

The following Town Officers were present:

Timothy Frateschi, Attorney for the Town	Allison A. Edsall, Town Clerk
Fran Marlowe, Manlius Police Chief	Rob Cushing, Highway Superintendent
Doug Miller, Town Engineer	Ann Oot, Town Manager
Mike Jones, Codes Officer	

Other persons attending:

Ellen & Mike McGrew, Manlius. Ken Wagner, Manlius. Mary Coleman, Fayetteville Village Trustee. Joe & Marcia Novek, Manlius.

1. THE PLEDGE OF ALLEGIANCE

Supervisor Theobald, called the meeting to order at 7:00 pm. Councilor Marnell led the Pledge of Allegiance. Supervisor Theobald welcomed everyone and thanked all for attending.

2. APPROVAL OF MINUTES – January 25, 2012

Councilor Marnell made a motion, seconded by Councilor Green, to approve the minutes of January 25, 2011 as submitted by Town Clerk Edsall.

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Marzola, Councilor Giordano, Councilor Green, Councilor Schepp, Councilor Marnell

Nayes: 0

All in Favor.

Motion Carries.

3. APPROVAL OF ABSTRACT # 3

Councilor Marzola made a motion, seconded by Councilor Giordano to approve Abstract # 3 as submitted by Town Clerk Edsall.

TOWN OF MANLIUS
Fund Summary
Abstract # 3

<u>CODE</u>	<u>FUND</u>	<u>TOTALS</u>
A	General Fund Townwide	\$166,553.10
B	General Fund Town	\$ 2,852.72
DA	Highway Fund Townwide	\$ 51,604.47
DB	Highway Fund Town	\$ 3,715.46
SL1	Overhead Lighting	\$ 2,373.18
SL2	Underground Lighting	\$ 1,936.43
SL3	Entry Lighting	\$ 113.17
SL4	Garden Park Lighting	\$ 551.46
SL5	Ratnaur Bridge Lighting	\$ 3,694.82
SR1	Manlius Trash District	\$ 78,971.87
SR2	Manlius Res Brush District	\$ 11,823.68
SS1	Manlius Con Sewer District	\$ 1,614.16
CM1	Police Trust	\$ 1,600.00
SW2	Manlius Con Water District	\$ 13.92
W30	Skyridge Water District	\$ 1,092.00
W60	Milnerfield Water District	\$ 29,155.00
W70	Mycenae Water District	\$ 18,163.00
W80	Schepp Water District	\$ 6,457.00

Ayes: Supervisor Theobald, Councilor Marzola, Councilor Loeffler, Councilor Giordano, Councilor Green, Councilor Schepp, Councilor Marnell

Nays: 0

All in Favor.

Motion Carries.

4. COMMUNITY AGENDA ITEM

Marcia Novek, Manlius, discussed the following

- There are grants available right now from the Hazard Mitigation Program for implementing hazard mitigation projects. There is a living document regarding the hazard mitigation plan that is good for five years.
- The issue of applying for a grant needs to be reopened and a benefit cost analysis needs to be performed regarding resolving this issue for all citizens. Its has been a financial burden on the Bluff. This has an adverse effect on the whole community.
- It is not private property and it has a ground failure. If this does not get resolved it will be condemned and put a cost burden on the taxpayers.

Mrs. Novek presented a Hazard Mitigation Grant Program From the NYS Division of Homeland Security & Emergency Services to the Town Board.

Joe Novek, Manlius, stated the following

- He has serious concerns with MS4 compliance and drainage engineering at Bluffs. Basic engineering standards have not been met and this alleged completion of drainage work was performed after serious issues were raised by the Attorney General and the Office of Environmental Protection.
- None of our drainage district taxes have been spent at the Bluffs in ten years.
- The Town of Manlius has apparently opted out their code enforcement responsibilities at the Bluffs. The Town is allegedly spending public money by providing a variety of services such as legal and engineering to private property issues and improper inspections.
- The owner has abandoned property for five months and the Town can not protect negligent absentee owners.

5. CORRESPONDENCE/NEW BUSINESS

A) Highway Superintendent discussed upcoming bids for one new and one unused 2013 6 wheel truck & chassis, and one new & unused snowplow package in February.

B) Planning & Development – No New business

C) Attorney - No New business

D) Town Clerk – No New Business

E) Town Board

Councilor Loeffler stated the Police Officer Gallup is being activated to Afghanistan.

Chief Marlowe stated that the Town has a history of bridging the gap in an activated officer's pay. Chief Marlowe asked the Town Board to approve bridging the difference in Officer Gallup's pay while he is serving in Afghanistan for the period he is deployed.

Discussion ensued regarding the difference in pay for soldiers while deployed.

Councilor Loeffler made a motion, seconded by Councilor Marnell to authorize the Town to bridge the gap in Officer Gallup's pay while he is deployed should his pay not equal his current pay rate at the Town of Manlius.

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Marzola, Councilor Giordano, Councilor Green, Councilor Schepp, Councilor Marnell

Nays: 0

All in Favor.

Motion Carries.

Councilor Loeffler stated that the Police Department has received several complaints regarding a non-profit group soliciting signatures and donations well after dark. Discussion ensued regarding the current peddler law and the Town Board asked the Attorney for the Town to draft an amendment to the current law to address the issue.

Councilor Marzola made a motion, seconded by Councilor Marnell to approve a budget adjustment regarding a vehicle accident from the police department.

Increase 2012 Equipment line by \$15,085.81

Increase revenue line by \$15,085.81

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Marzola, Councilor Giordano, Councilor Green, Councilor Schepp, Councilor Marnell

Nayes: 0 All in Favor. Motion Carries.

Chief Marlowe discussed the SLETPP grant that was received in 2011 and stated that it is good for three years. Chief Marlowe stated that our CPA recommends closing the grant budget line for this year and making the following budget adjustments:

Councilor Marzola made a motion, seconded by Councilor Green to make the following budget adjustments for the SLETPP grant.

2011

Increased Contractual Budget by \$38,526.00

Increased Revenue by \$38,526.00

2012

Increase Budget Contractual by \$27,529.01

Increase Revenue by \$27,529.01

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Marzola, Councilor Giordano, Councilor Green, Councilor Schepp, Councilor Marnell

Nayes: 0 All in Favor. Motion Carries.

Councilor Marzola stated the Board would need to have executive session to discuss contractual item in the Police Department.

Councilor Giordano requested the board approve a one month extension on the current copier lease with Toshiba so that the Town can continue to pursue further quotes for copier leasing.

Councilor Giordano made a motion, seconded by Councilor Loeffler to approve a one month extension on the current Toshiba copier lease at the same rate.

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Marzola, Councilor Giordano, Councilor Green, Councilor Schepp, Councilor Marnell

Nays: 0

All in Favor.

Motion Carries.

Councilor Giordano gave an update on properties that are in disrepair that residents brought to the Towns attention. Councilor Giordano stated that notices were sent to property owners, some properties there are Attorneys involved representing the homeowners and there are some properties that action will be taken on soon.

Councilor Giordano requested executive session for personnel reasons on Planning Board.

F) Supervisor

Supervisor Theobald stated that he will try to address as many concerns as he can regarding the Bluffs and he will submit a written response to Mr. and Mrs. Novek.

Engineer Miller stated that:

- The Town of Manlius is in full compliance with the general SPEDES permit for the Town of Manlius.
- The Town of Manlius is in constant contact with all of the regulatory agencies and the Town passed the recent audit for MS4 with flying colors. The Town of Manlius is one of the leading communities in NYS for storm water management.
- The Town had obtained a report from an engineering firm that gave some recommendations of work to be performed in the Bluffs. Engineer Miller reviewed the drainage work that has been and will be performed in the Bluffs.
- The town has not received anything from the Attorney Generals Office regarding an infraction.
- Mr. & Mrs. Novek can contact Engineer Miller and he would meet with them.

Supervisor Theobald stated that he will look the grant over and he will reply and Mrs. Novek can contact him regarding that reply.

Mr. Novek stated that his downspout is directed down his driveway to gravity feed into the storm drains. The unit next door has all of the water going directly to the exposed footer and something needs to be done regarding that.

Supervisor Theobald stated that members of the ESGR (Employer Support of the Guard and Reserve) met at the Police Department for the official signing of the employer support statement that was passed at the last Town Board meeting.

Supervisor Theobald stated that he has been asked by the Association of Towns to present his resume to be considered for a position with the State Police Accreditation Council.

6. EXECUTIVE SESSION

There being no further business to come before the Board, upon motion duly made by Councilor Marnell and seconded by Councilor Green, the Board unanimously voted to adjourn regular session at 7:33pm to enter into executive session to discuss personnel issues on the Planning Board and contract negotiations with the PBA.

Respectfully Submitted by:

Allison Edsall
Town Clerk

**TOWN BOARD MEETING MINUTES
Executive Session
February 8, 2012**

Upon motion duly made by Councilor Loeffler and seconded by Councilor Green, the Board unanimously agreed to close Executive Session and re-enter Regular Session.

The Town Board re-entered Regular Session at 8:00 p.m.

Discussion ensued regarding filling a vacant position on the Planning Board. There was no consensus among the Board as to the appointment of a member. Councilor Giordano requested that any motion be tabled until the next meeting of the Town Board.

There being no further business to come before the Board, upon motion duly made by Councilor Green and seconded by Councilor Schepp, the Board unanimously voted to adjourn the Regular Session at 8:05 p.m.

Submitted by:

Timothy Frateschi
Attorney for the Town