

MINUTES
TOWN BOARD
January 11, 2023

The Town of Manlius Town Board held a hybrid meeting with in-person attendees and virtual attendees. The meeting was live streamed on the Town Facebook page and the Town YouTube Channel. The recording of the meeting can be viewed here;

<https://www.youtube.com/channel/UC3pS9-uTiX4l7aEgciGEVSA>

Supervisor John Deer presided, and the following Board members were present:

Sara Bollinger, Councilor
Elaine Denton, Councilor
Heather Waters, Councilor
Katelyn M. Kriesel, Councilor
Alissa Italiano, Councilor
William Nicholson, Councilor

The following Town Officers were present:

Anthony Germano, Attorney for the Town Timothy Frateschi, Attorney for the Town
Allison A. Weber, Town Clerk Ann Oot, Town Manager
Tom Poitras, Town Code Officer

The following Town Officers Attending Virtually: Police Chief, Michael Crowell. Highway Superintendent, Rob Cushing.

1. Attendees

In-Person Meeting Attendees: Roger & Connie Morey, Fayetteville. Linda & John Griener, E. Syracuse. Bill Brazill, Village of Minoa Mayor. Dennis Hennessy, Manlius. Sharon & Bob Caron, Manlius. Judi Conger, Manlius. Lisa DeVona, Village of Minoa Clerk.

Virtual Meeting Attendees: Shauna Teelin, Warren Linhart, John Gaffney, Casey Cleary, Nasir Williams, Gregg Smith, Adrienne Weldum, David Neuman, Stella Penizotto, Ashley Gillette.

2. The Pledge of Allegiance

Supervisor Deer, called the meeting to order at 6:30 PM. Councilor Denton led the Pledge of Allegiance. Supervisor Deer welcomed everyone and thanked all for attending.

3. 6:32 PM Open Podium - None

4. 6:33 Public Hearing – Annexation to Village of Minoa – Greiner

Town Attorney Germano stated all the paperwork has been submitted to the Town of Manlius and Village of Minoa for the requested annexation for the property located 7463 Kirkville Rd., E. Syracuse, lot 2 on the subdivision map dated December 21, 2020, approximately 4.572 acres of land (tax map # 055.-01-06.0).

Village of Minoa Mayor, Bill Brazill and Lisa DeVona, Village Clerk/Treasurer were in attendance on behalf of the Village.

Councilor Denton made a motion, seconded by Councilor Kriesel, to waive the reading of the public notice in the matter of the Petition for Annexation of the Territory joining the Village of Minoa in the Town of Manlius as requested by John and Linda Griener.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Italiano, to open the public hearing at 6:35 PM in the matter of the Petition for Annexation of the Territory joining the Village of Minoa in the Town of Manlius as requested by John and Linda Griener.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nayes: 0 All in Favor. Motion Carries.

Mayor Brazill stated that the Village is satisfied with the paperwork they have received.

With there being no further comments from the public, Councilor Kriesel made a motion, seconded by Councilor Italiano, to close the public hearing at 6:36 PM in the matter of Petition for Annexation of the Territory joining the Village of Minoa in the Town of Manlius as requested by John and Linda Griener.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nayes: 0 All in Favor. Motion Carries.

The Town Board tabled the matter until the Village of Minoa declares itself Lead Agency and completed the SEQRA process.

5. 6:37 PM Public Hearing – Annexation to Village of Minoa - Caron

Town Attorney Germano stated all the paperwork has been submitted to the Town and Village of Minoa for the requested annexation for the property located 7235 North Central Ave., Minoa NY (tax map # 054.-02-26.1).

Councilor Denton made a motion, seconded by Councilor Waters, to waive the reading of the public notice in the matter of the Petition for Annexation of the Territory Joining the Village of Minoa in the Town of Manlius as requested by Sharon & Bob Caron.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Denton, to open the public hearing at 6:36 PM in the matter of the Petition for Annexation of the Territory Joining the Village of Minoa in the Town of Manlius as requested by Sharon & Bob Caron.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nays: 0 All in Favor. Motion Carries.

Mayor Brazill stated that the Village is satisfied with the paperwork they have received.

With there being no further comments from the public, Councilor Denton made a motion, seconded by Councilor Kriesel, to close the public hearing at 6:38 PM in the matter of Petition for Annexation of the Territory joining the Village of Minoa in the Town of Manlius as requested by Sharon & Bob Caron.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nays: 0 All in Favor. Motion Carries.

The Town Board tabled the matter until the Village of Minoa declares itself Lead Agency and completed the SEQRA process.

6. 6:41PM Set Date for a Public Hearing – A Proposed Local Law to amend Chapter 155 of the Town Code, Section 155-20 Residential Multiple Use Districts (RM)

Attorney Frateschi stated the Planning Board has requested clarification on the changes to the RM zone that were made in 2022, concerning retail and retaining a neighborhood character.

Councilor Bollinger made a motion, seconded by Councilor Italiano, to set a date for a public hearing on February 8, 2023, at 6:35 PM for to amend Chapter 155 of the Town Code, Section 155-20 Residential Multiple Use Districts (RM) to allow for mixed use development and making technical changes. The amendments further define retail use as small scale retail limited to 50% of the square footage of any building and adaptive reuse.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nays: 0 All in Favor. Motion Carries.

7. 6:45 PM Public Hearing – 4600 Enders Rd., Manlius from RA to RM

Graziano Zazzara, Icon Companies gave a presentation on the zone change and proposed apartments. Mr. Zazzara proposed converting the existing building into seventeen luxury apartments without changing footprint of the building. Mr. Zazzara stated that he would be removing blacktop and adding green space.

Councilor Denton made a motion, seconded by Councilor Waters, to waive the reading of the public notice in the matter for a zone change for the parcel located at 8291 E. Seneca Turnpike to change the zoning classification from Restricted Agricultural Districts (RA) to Residential Transitional Districts (RM).

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nays: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Denton, to open the public hearing at 6:50 PM in the matter for a zone change for the parcel located at 8291 E. Seneca Turnpike to change the zoning classification from Restricted Agricultural Districts (RA) to Residential Transitional Districts (RM).

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nays: 0 All in Favor. Motion Carries.

Town Clerk Weber read aloud the names of residents that have submitted letters of support for this zone change as well as one letter in opposition.

Roger Morey, Treasurer for Eastern Hills Bible Church, spoke about the churches position on how the church properties are managed. Mr. Morey stated the church plans to expand the current site at 8277 Cazenovia Road for offices.

Dennis Hennessy, Manlius, stated that he loves the thought of reusing an existing facility and that they will be high end apartments. Mr. Hennessy stated that there is a real need for high end apartments in the community and he would appreciate the tax revenue for the Town. Mr. Hennessy stated he loves the amendments the town attorney has proposed for the RM Zoning Classification.

With there being no further comments from the public, Councilor Waters made a motion, seconded by Councilor Kriesel, to close the public hearing at 6:57 PM in the matter for a zone change for the parcel located at 8291 E. Seneca Turnpike to change the zoning classification from Restricted Agricultural Districts (RA) to Residential Transitional Districts (RM).

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nays: 0 All in Favor. Motion Carries.

Further action on this matter was tabled until after the public hearing regarding the RM code on February 8.

8. 6:43 PM Letter of Intent to Purchase 6.22 Acre +/- of Vacant Land situated off N. Burdick St., Fayetteville

Supervisor Deer explained the Letter of Intent to purchase the land for a new municipal building.

The Town Board discussed the costs associated with the parcel and the processes for a new building.

Councilor Denton discussed her concerns with the proposal and wanted the Town Board to spend more time educating the public on why this is needed.

Councilor Kriesel made a motion, seconded by Councilor Waters, to authorize the Supervisor to sign the letter of intent to purchase six plus acres of property on North Burdick Street commonly referred to as the Fietta property for the potential purpose of constructing a Town Hall.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Waters, Councilor Kriesel, Councilor Italiano, Councilor Nicholson

Nays: Councilor Denton

Motion Carries.

9. 7:14 PM Motion Regarding Summer Show – Recreation Department

Supervisor Deer stated that the proposed resolution would allow the Supervisor to sign any summer show contracts as long as the contracts remain within budget.

The Town Board discussed how the liaison process currently works and requested more time to review the process.

The Board tabled the discussion to a future date.

10. 7:21 PM Kayak Floating Dock Bid

Councilor Bollinger reviewed the New York State Canal System Tourism Infrastructure & Event Grant. Councilor Bollinger stated that New York State Park will be lead agency and the Town of Manlius will be handling the permitting.

NYS Canal System Tourism Infrastructure & Event Grant

	Grant Funding	September Proposal	October Proposal
Purchase of Floating Launch	\$ 24,000.00	\$ 52,139.00	\$ 36,236.00
Shipping		\$ 3,093.00	\$ 3,093.00
Installation Labor		\$ 2,612.00	
Cash Match	\$ 10,000.00		
In-Kind Match	\$ 14,000.00		
Concrete Anchor		\$ 1,000.00	\$ 1,000.00
Highway Team & Equipment		\$ 7,000.00	\$ 7,000.00
Permits		\$ 500.00	\$ 500.00
Total Project Cost	\$ 48,000.00	\$ 66,344.00	\$ 47,829.00

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to authorize the purchase of a floating launch kayak dock from BoardSafe in the amount of \$36,236 as written in the October proposal.

Ayes: Supervisor Deer, Councilor Nicholson, Councilor Bollinger, Councilor Denton, Councilor Italiano, Councilor Waters, Councilor Kriesel

Nayes: 0

All in Favor.

Motion Carries.

11. 7:29 PM Surplus Equipment – Police Department

Supervisor Deer stated that in conjunction with the General Order #203 Fiscal Management NYS law the equipment/property (two Glock 9mm handguns with accessories valued at \$1,000) is no longer utilized or needed and therefore Chief Crowell is requesting they be deemed surplus.

Councilor Waters made a motion, seconded by Councilor Italiano, to declare two Glock 9mm handguns with accessories, valued at \$1,000 be declared as surplus as submitted by the Chief of Police.

Ayes: Supervisor Deer, Councilor Nicholson, Councilor Bollinger, Councilor Denton, Councilor Italiano, Councilor Waters, Councilor Kriesel

Nayes: 0

All in Favor.

Motion Carries.

12. 7:28 PM Code Enforcement – Presentation on Operation Permits and Town Board Approvals for Uses and Classifications

Code Officer Poitras stated he would like to add sub-sections A-H to Chapter 59, section 10, sub-section 8 identified subjects that were not put into the local law and now would like to add A through H which includes occupancies and uses and items that will have annual operating permits issued for.

Code Officer Poitras discussed the fireworks permit application and suggested that during the school months (September 1st to June 30th) on the days of Sunday through Thursday the town should require board approval for fireworks, with the exception of federal public holidays.

Code Officer Poitras stated he would like to have a procedure for Food Truck operating equipment, and this would be the steps for obtaining an operating permit to have a food truck within the town.

Councilor Bollinger requested that Code Officer Poitras reach out to the Villages to coordinate the requirements for food trucks.

13. Town Clerk Annual Report

Town Clerk Weber submitted her annual Town Clerk's Report for 2022.

14. 7:48 PM Approval of Minutes – December 7, 2022, and December 21, 2022

Councilor Bollinger made a motion, seconded by Councilor Italiano, to approve the minutes of December 7, 2022, as submitted by Town Clerk Weber.

Ayes: Supervisor Deer, Councilor Nicholson, Councilor Bollinger, Councilor Denton, Councilor Italiano, Councilor Waters, Councilor Kriesel

Nayes: 0

All in Favor.

Motion Carries.

Councilor Italiano made a motion, seconded by Councilor Kriesel, to approve the minutes of December 21, 2022, as submitted by Town Clerk Weber.

Ayes: Supervisor Deer, Councilor Nicholson, Councilor Bollinger, Councilor Denton, Councilor Italiano, Councilor Waters, Councilor Kriesel

Nayes: 0 All in Favor. Motion Carries.

15. 7:50 PM Approval of Abstract # 1

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to approve Abstract # 1 in the amount of \$306,741.26 as submitted by Town Clerk Weber.

Ayes: Supervisor Deer, Councilor Nicholson, Councilor Bollinger, Councilor Denton, Councilor Italiano, Councilor Waters, Councilor Kriesel

Nayes: 0 All in Favor. Motion Carries.

By motion made by Councilor Italino and seconded by Councilor waters, the Board voted unanimously to suspend the public portion of the meeting at 7:50 PM to enter Executive Session to discuss matters leading to the appointment of a particular person or corporation.

Ayes: Supervisor Deer, Councilor Nicholson, Councilor Bollinger, Councilor Denton, Councilor Italiano, Councilor Waters, Councilor Kriesel

Nayes: 0 All in Favor. Motion Carries.

Respectfully Submitted by:

Allison A. Weber
Town Clerk

EXECUTIVE SESSION MEETING MINUTES

**Executive Session
January 11, 2023**

Councilor Kriesel made a motion, seconded by Councilor Waters the Board to come out of executive session at 7:58 PM.

Ayes: Supervisor Deer, Councilor Nicholson, Councilor Bollinger, Councilor Denton, Councilor Italiano, Councilor Waters, Councilor Kriesel

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Waters, to hire Bolaños Law employment attorneys to assist the town in an employment matter at a rate of \$225 an hour.

Ayes: Supervisor Deer, Councilor Nicholson, Councilor Bollinger, Councilor Denton, Councilor Italiano, Councilor Waters, Councilor Kriesel

Nayes: 0

All in Favor.

Motion Carries.

There being no further business to come before the Board, upon motion duly made by Councilor Kriesel and seconded by Councilor Italiano the Board voted unanimously to come out of regular session at 8:00 PM.

Ayes: Supervisor Deer, Councilor Nicholson, Councilor Bollinger, Councilor Denton, Councilor Italiano, Councilor Waters, Councilor Kriesel

Nayes: 0

All in Favor.

Motion Carries.

Submitted by:

Allison A. Weber
Town Clerk