MINUTES
TOWN BOARD
May 22, 2019

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:

Nicholas J. Marzola, Councilor
Vincent Giordano, Councilor
Sara Bollinger, Councilor
Karen Green, Councilor
Richard Rossetti, Councilor
Absent John R. Loeffler, Councilor

The following Town Officers were present:

Tim Frateschi, Attorney for the Town
Mike Crowell, Police Chief
Doug Miller, Town Engineer
Randy Capriotti, Director of Codes
Allison A. Weber, Town Clerk
Rob Cushing, Highway Superintendent
Ann Oot, Town Manager

Other persons attending: Mike McGrew, Manlius. Barbara Henry, Fayetteville. Jason Klaiber, Eagle Bulletin. Janet Mallan, Manlius. Donna Fasoldt, Manlius.

The Pledge of Allegiance

Supervisor Theobald, called the meeting to order at 6:30 pm. Police Officers Matthew Applebee and Julia Quinlan led the Pledge of Allegiance. Supervisor Theobald welcomed everyone and thanked all for attending.

Swear in Police Officers

Police Chief Crowell introduced Officer Applebee and Officer Quinlan to the Town Board. Town Clerk Weber administered the oath of office to the new officers. The Town Board congratulated Officer Applebee, Officer Quinlan and their families.

Approval of Minutes – May 8, 2019

Councilor Rossetti made a motion, seconded by Councilor Bollinger to approve the minutes of May 8, 2019 as submitted by Town Clerk Weber.

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Road Dedication – 530 Ft Edwards Falls Lane

Highway Superintendent Cushing stated that 530 feet of Edwards Falls Lane has been built to town specifications and is ready to be dedicated to the Town. Highway Superintendent Cushing recommended that the Town release the security deposit as the road has been completed for more than one year.

Councilor Giordano made a motion, seconded by Councilor Green to authorize the return 100 % of the highway securities being held for the completion of 530 feet of Edwards Falls Lane. The Town Board accepted and dedicated 530 ft of Edwards Falls Lane as described in Schedule A of the highway agreement.

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Marnell, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Approval of Abstract # 10

Councilor Marzola made a motion, seconded by Councilor Green, to approve Abstract # 10 as submitted by Town Clerk Weber.

	TOWN OF MANLIUS	
	Fund Summary	
	Abstract # 10 - 2019	
CODE	**FUND**	**TOTALS**
A	General Fund Townwide	$ 149,997.20
B	General Fund Town	$ 5,282.96
DA	Highway Fund Townwide	$ 69,433.83
DB	Highway Fund Town	$ 59,334.31
SR1	Manlius Trash District	$ 101,874.89
SR2	Manlius Res Brush District	$ 11,600.00
SS1	Manlius Con Sewer District	$ 333.37
TA2	Trust & Agency - Other	13,500.00

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Zone Change Application – JS Penizotto Real Estate, Inc. – 4581 Enders Rd., Manlius – RM to CB

Supervisor Theobald stated that the current application before the Town Board was submitted in 2017. Supervisor Theobald stated that the Town Board reviewed the application in 2017 and was considering re-opening the corridor study to determine if a change in zone was appropriate considering development in that area. After due consideration, the Town Board decided not to re-open the Route 92 corridor study and did not refer the zone change request to the Planning Board.

Attorney Frateschi reviewed the zone change applications that have been submitted for the parcel located at 4581 Enders Road. Attorney Frateschi stated that the Town has received a letter from the attorney representing Mr. & Mrs. Penizotto requesting that the Town Board take official action on the 2017 zone change application.

Attorney Frateschi stated that the Town Board did not refer the most recent zone change application, commonly known as Stewarts Zone Change Application for the parcel located at 4581 Enders Road, to the planning board. The Town Board minutes of February 13, 2019 meeting outline the reasons the zone change application was not referred.

Councilor Bollinger stated that it should be noted that the minutes of August 9, 2017 also includes a reference to the zone change applications for 4581 Enders Road.

Councilor Marzola asked for clarification on why the Town Board would need to formally deny the zone change applications. Attorney Frateschi stated that the minutes of the previous meetings do reflect the opinion of the Town Board regarding the lack of support for the zone change application and the support for the recommendations of the Route 92 Corridor study. Attorney Frateschi stated that there was no official action taken to deny the zone change request and the new attorney for the applicant would like closure to the pending 2017 application.

Councilor Marzola made a motion, seconded by Councilor Rossetti to deny the 2017 zone change application made by John & Stella Penizotto for a zone change to the property located at 4581 Enders Rd. requesting the zoning classification be changed from RM (Residential Multi-Use) to CB (Commercial District B).

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Councilor Marzola requested that the ad hoc planning process committee review the parcel located at 4581 Enders Road and determine if there is a zoning classification that better fits the location other than the requested CB zoning classification.

Councilor Marzola made a motion, seconded by Councilor Rossetti, to request that the ad hoc planning process committee review the parcel located at 4581 Ender Rd., in conjunction with

the Route 92 Corridor Study, to determine if there is a zoning classification between RM (Residential Multi-Use) to CB (Commercial District B) that would allow for a different use than the RM zoning classification.

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Correspondence/New Business

A) Highway Superintendent

Highway Superintendent Cushing stated that the Highway Department will host an open house at the Highway Garage on June 8th.

B) Planning & Development – No New Business

C) Attorney

Attorney Frateschi requested an executive session to discuss the employment history of certain individuals.

D) Town Clerk

Town Clerk Weber reviewed a fireworks permit application submitted by the Village of Minoa for a display to be held on May 31, 2019. Town Clerk Weber stated that the application has been reviewed and approved by the Office of Planning and Development.

Councilor Green made a motion, seconded by Councilor Giordano to authorize the Town Clerk to issue a firework permit to Traditions at the Links for a firework display on April 27, 2019.

Ayes: Supervisor Theobald, Councilor Giordano, Councilor Bollinger, Councilor Rossetti, Councilor Marzola, Councilor Green.

Nayes: 0 All in Favor. Motion Carries.

Town Clerk Weber presented a request from OCWA to install one fire hydrant on Apple Tree Ridge.

Councilor Rossetti made a motion, seconded by Councilor Bollinger, to authorize the Supervisor to sign an agreement as submitted by OCWA to install 1 fire hydrant # 14526 on the west side of Apple Tree Ridge 515' North of Armstrong Rd. & Apple Tree Ridge intersection at the annual rate of $71.61 per hydrant.

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Rossetti, to authorize the Supervisor to sign a highway permit for OCWA to install approximately 515 linear feet of 8" extension of the water main on Apple Tree Ridge.

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

E) Police Chief

Chief Crowell reported the following:

- Calls for service are consistent with the numbers from last year.
- The May in-service training is complete and was successful.
- The citizens police academy will be graduating within the week and another academy will be held soon.
- The crisis intervention team program is moving forward and he is hoping for more grant funding.

- The officers in the academy are doing well and the new transfer officer is completing field training.
- The department is prepared for the upcoming Memorial Day Parades.
- Chief Crowell attended the District Attorney luncheon today and the new criminal justice reforms were discussed.

F) Town Board

Councilor Rosetti read a letter from the New York State Town Clerk's Association. Town Clerk Weber received her designation from the association as a registered municipal clerk.

Councilor Green shared the wildlife services report from the USDA for the 2018 deer management program in conjunction with the Village of Fayetteville per the intermunicipal agreement. Councilor Green stated that the Village of Fayetteville met with the USDA to review the results of the program.

Conversation ensued regarding the legislation and funding that impacts the deer management program.

Councilor Green stated that the tree commission had two openings and approved two members at the meeting on May 21.

Councilor Marzola made a motion, seconded by Councilor Green to approve the appointment of the following member to the tree commission members as presented:

Ellen McGrew	Member	06/01/19 – 12/31/20

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Councilor Green made a motion, seconded by Councilor Marzola to approve the appointment of the following member to the tree commission members as presented:

Ellen McCoy	Member	06/01/19 – 12/31/20

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Councilor Giordano stated that the Town need to consider adding the southern part of the town to the deer management plan.

Councilor Bollinger attended the Small Business Roundtable that was hosted by Assemblyman Stirpe and the Greater Manlius Chamber of Commerce. Councilor Bollinger stated that local business leaders shared their concerns for the community which were taxes, transportation and workforce.

Councilor Marzola stated that he along with Councilor Bollinger and Councilor Loeffler attended the information session on the Wellington House that was held at the Fayetteville Free Library.

G) Supervisor

Supervisor Theobald stated that the Town of Manlius had a team that participated in the Corporate Challenge.

There being no further business to come before the Board, upon motion duly made by Councilor Bollinger and seconded by Councilor Giordano the Board voted unanimously to adjourn regular session at 7:10 PM to enter executive session to discuss the employment history of certain individuals.

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Giordano, Councilor Bollinger, Councilor Green

Nayes: 0 All in favor. Motion Carries.

Respectfully Submitted by:

Allison A. Weber
Town Clerk

EXECUTIVE SESSION MEETING MINUTES
Executive Session
May 22, 2019

Upon motion duly made by Councilor Rossetti 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 7:18 p.m.

Councilor Rossetti made a motion, seconded by Councilor Marzola to approve the Memorandum of Understanding between the Town of Manlius and the Command Staff of the police department with modifications to the paragraph titled Command Staff Pay as outlined by Attorney Frateschi.

Ayes: Supervisor Theobald, Councilor Rossetti, Councilor Marzola, Councilor Giordano, Councilor Bollinger, Councilor Green

Nayes: 0 All in favor. Motion Carries.

There being no further business to come before the Board, upon motion duly made by Councilor Bollinger and seconded by Councilor Rossetti, the Board unanimously voted to adjourn the Regular Session at 7:22 p.m.

Submitted by:
Ann Oot
Town Manager