

MINUTES  
TOWN BOARD  
September 11, 2019

The Town of Manlius Town Board assembled at the Town Hall, 301 Brooklea Drive, Fayetteville, New York, with Deputy Supervisor John R. Loeffler presiding and the following Board members present:

	Sara Bollinger, Councilor
	Nicholas J. Marzola, Councilor
	Karen Green, Councilor
	Richard Rossetti, Councilor
Absent	Edmond Theobald, Supervisor

The following Town Officers were present:

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

Other persons attending: Ellen & Mike McGrew, Manlius. Lourdes Rosario, Manlius. Heather Waters, Fayetteville. Sherene Pavone, Manlius. Katelyn Kriesel, Manlius.

**The Pledge of Allegiance**

Deputy Supervisor Loeffler, called the meeting to order at 6:30 pm. Councilor Rossetti led the Pledge of Allegiance. Deputy Supervisor Loeffler welcomed everyone and thanked all for attending.

**Moment of Silence**

Deputy Supervisor read aloud a statement from Supervisor Theobald.

Today marks the 18<sup>th</sup> anniversary of the September 11<sup>th</sup> attacks. We remember and honor the victims, including first responders who were tragically killed on that dreadful day. We should also remember these heroes who have suffered illness and lost their lives related to the aftermath of the attack.

This national tragedy forever changed our lives and our country. We should never forget September 11, 2001 and say a prayer in remembrance for all of the victims who lost their lives due to this terrorist act on our soil.

Deputy Supervisor Loeffler asked that a moment of silence be held in remembrance of the victims of September 11, 2001 attacks.



Councilor Green made a motion, seconded by Councilor Marzola, to authorize Recreation Director Kristine Zingaro to sign the summer musical rental agreement for 2020 with MTI (Music Theatre International) for the musical Matilda with the amended cancellation date.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Green

Nays: 0

All in Favor.

Motion Carries.

**Correspondence/New Business**

A) Highway Superintendent

Highway Superintendent Cushing stated that most of the sold auction items have been picked up.

B) Planning & Development

Doug Miller, Engineer for the Town, stated that he is waiting for estimates from the surveyor and the scope of services for a drainage review in the Hoag Lane area should be ready by the next meeting.

C) Attorney

Attorney Sutphen stated that she has received a proposal from Thurston, Casale & Ryan LLC to provide appraisal/consulting services for Brookdale Manlius (100 Flume Road) and Brookdale Eastside (7164 E. Genesee St.) for preliminary appraisals or trial ready appraisals as it relates to the taxable status and valuation. Attorney Sutphen stated that the Town Assessor has requested that the Town Board approve the contract. Attorney Sutphen stated that counsel recommends that the Town Board authorize the approval of the contract for an expenditure not to exceed \$18,000. Attorney Sutphen stated that final approval should be contingent upon review by Harris Beach, as the attorney for the assessment challenge.

Councilor Bollinger made a motion, seconded by Councilor Rossetti, to authorize the Town to enter into to contract with Thurston, Casale & Ryan LLC, for appraisal and consulting services for an amount not to exceed \$18,000 after review by Harris Beach.

Discussion: Councilor Marzola asked what the counteroffer on the proposed assessment is? Attorney Sutphen stated that Harris Beach is handling the case and that is why she is recommending that the contract is approved upon the advice of counsel.

Councilor Rossetti asked if this proposal is for the Certiorari? Attorney Sutphen answered yes.

Councilor Marzola asked if the matter is between attorneys or if it was a court proceeding? Attorney Sutphen stated that this matter will be a court proceeding.

Councilor Loeffler stated that this appraisal process must happen regardless of the counteroffer.



Councilor Loeffler stated that the open public meeting for the budget (budget workshop) was held on Saturday. Councilor Loeffler stated that the Supervisor will now construct the tentative budget.

Councilor Loeffler gave a report from the Planning Process Committee.

- General Code reviewed the Town Code and came back with a lot of recommendations
- Several Items have been delegated to the Planning Process Committee and the committee has several items that could be worked on for years.
- The committee is going to move forward and try to address some of the key issues in the zoning code.

Councilor Rossetti stated that he thought the town was going to receive red line changes and that was not the format it was presented in. Councilor Rossetti stated that this will be a very long process.

Councilor Bollinger stated that the code review will take at least a full year to get through.

G) Supervisor

Councilor Green made a motion, seconded by Councilor Bollinger, to accept the Supervisor's monthly report for July 2019 as presented.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Green

There being no further business to come before the Board, upon motion duly made by Councilor Rossetti and seconded by Councilor Green the Board voted unanimously to adjourn regular session at 6:55 PM to enter executive session to discuss pending litigation.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Green

Nays: 0

All in favor.

Motion Carries.

Respectfully Submitted by:

Allison A. Weber  
Town Clerk

**EXECUTIVE SESSION MEETING MINUTES**  
**Executive Session**  
**September 11, 2019**

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

**The Town Board re-entered Regular Session at 7:16 p.m.**

There being no further business to come before the Board, upon motion duly made by Councilor Rossetti and seconded by Councilor Green, the Board unanimously voted to adjourn the Regular Session at 7:16 p.m.

Submitted by:  
Ann Oot  
Town Manager