

MINUTES
TOWN BOARD
April 24, 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:

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

The following Town Officers were present:

Tim Frateschi, 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, MaryEllen Letterman, Nancy Needham, Ray Letterman, Leslie Reitano, Mike Small, Alice Massa.

The Pledge of Allegiance

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

Proclamation – Tree Commission

Supervisor Theobald read aloud a proclamation honoring Nancy Needham for her many years of service to the Town of Manlius to include the position of Chair of the Town of Manlius Tree Commission. The Town Board thanked Ms. Needham for her many years of hard work.

Members of the Fayetteville Tree Commission were presented and thanked Ms. Needham for her many years of service in the Village of Fayetteville as well.

Approval of Minutes – April 10, 2019

Councilor Bollinger made a motion, seconded by Councilor Loeffler, to approve the minutes of April 10, 2019 as submitted by Town Clerk Weber.

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Marzola, Councilor Bollinger, Councilor Giordano

Abstain: Councilor Rossetti

Motion Carried

Approval of Abstract # 8

Councilor Marzola made a motion, seconded by Councilor Loeffler, to approve Abstract # 8 as submitted by Town Clerk Weber.

TOWN OF MANLIUS		
Fund Summary		
Abstract # 8 - 2019		
<u>CODE</u>	<u>FUND</u>	<u>TOTALS</u>
A	General Fund Townwide	\$ 53,242.14
B	General Fund Town	\$ 196.98
DA	Highway Fund Townwide	\$ 4,554.83
DB	Highway Fund Town	\$ 4,669.68
SR1	Manlius Trash District	\$ 101,874.89
SR2	Manlius Res Brush District	\$ 11,600.00
SS1	Manlius Con Sewer District	\$ 276.01

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

Nayes: 0

All in Favor.

Motion Carries.

Public Hearing – Local Law 2019-3 Creating Chapter 129 of the Town of Manlius code a Local Law to regulate the deployment of small cell wireless communication devices (5G) in the Town of Manlius

Attorney Frateschi reviewed the draft local law to regulate the deployment of small cell wireless communication devices in the Town of Manlius.

Councilor Rossetti stated that there are some neighborhoods in the Town of Manlius that have underground utilities and therefore there are no poles to attach the microcells to. Councilor Rossetti stated that the proposed law may need to be reviewed and amended over time as technology evolves.

Councilor Loeffler stated that some microcells will have to be placed near each other. Councilor Loeffler discussed the 4G deployment that will take place prior to the deployment of 5G. Councilor Loeffler suggested additional public sessions on the matter as the technology develops and the 5G deployment nears.

Supervisor Theobald stated that the regulation of deployment of microcells has been a topic of discussion amongst neighboring municipalities.

SEQR

Attorney Frateschi reviewed Part II of the short environmental assessment form with the Town Board. The Town Board determined that each of the environmental factors would have no more than a small to moderate impact. After further discussion, the Board agreed that there would be no significant environmental impact by approving Local Law 2019-3 Creating Chapter 129 of the Town of Manlius code to regulate the deployment of small cell wireless communication

devices (5G) in the Town of Manlius based on the reasons set forth in the resolution drafted by the Attorney for the Town.

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

Nayes: 0 All in Favor. Motion Carries

Councilor Rossetti made a motion, seconded by Councilor Loeffler, to declare the Town of Manlius lead agency for SEQR purposes in the matter of Local Law 2019-3 Creating Chapter 129 of the Town of Manlius code to regulate the deployment of small cell wireless communication devices (5G) in the Town of Manlius

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Marzola to issue a negative declaration for SEQR purposes in the matter of Local Law 2019-3 Creating Chapter 129 of the Town of Manlius code to regulate the deployment of small cell wireless communication devices (5G) in the Town of Manlius

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion seconded by Councilor Marzola, to declare the matter of the Local Law 2019-3 Creating Chapter 129 of the Town of Manlius code to regulate the deployment of small cell wireless communication devices (5G) in the Town of Manlius an unlisted action for SEQR purposes.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Loeffler, to waive the reading of the public notice in the matter of the Local Law 2019-3 Creating Chapter 129 of the Town of Manlius code to regulate the deployment of small cell wireless communication devices (5G) in the Town of Manlius

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Giordano made a motion, seconded by Councilor Loeffler, to open the public hearing at 6:50 pm in the matter of the Local Law 2019-3 Creating Chapter 129 of the Town of Manlius

A) Highway Superintendent

Highway Superintendent Cushing stated that he has met with state representatives regarding the funding from the state. Highway Superintendent Cushing encouraged the Town Board members to contact their state representatives and advocate for the restoration of certain highway funds in the state budget.

B) Planning & Development

Director Capriotti stated that the Town is moving forward with the demolition of 136 Wilson Dr.

C) Attorney – No New Business

Town Manager Oot stated that in 2016, the Town of Manlius Police Department was awarded a SLETPP grant. After being awarded this grant, the police department spent funds from budgeted monies with the intent to receive reimbursement for those expenditures. On April 19, 2019 the police department received a check from Onondaga County in the amount of \$ 1372.00 for reimbursement for monies spent according to the guidelines of the grant. Town Manager Oot is requesting a budget transfer to increase revenue account A00.4.3389.310 (SLETPP Grant) and increase expenditure account A00.5.3120.447 (Contractual) by \$1372.00.

Councilor Marzola made a motion, seconded by Councilor Loeffler to approve a budget transfer to increase revenue account A00.4.3389.310 (SLETPP Grant) and increase expenditure account A00.5.3120.447 (Contractual) by \$1372.00.

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

Nayes: 0 All in Favor. Motion Carries.

D) Town Clerk

Town Clerk Weber reviewed a firework permit application submitted by Traditions at the Links for a display to be held on April 27, 2019. Town Clerk Weber stated that the application has been reviewed and approved by the Office of Planning and Development.

Councilor Rossetti made a motion, seconded by Councilor Loeffler, 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 Loeffler, Councilor Giordano, Councilor Bollinger, Councilor Rossetti, Councilor Marzola

Nayes: 0 All in Favor. Motion Carries.

Town Clerk Weber reviewed a firework permit application submitted by Traditions at the Links for a display to be held on May 11, 2019. Town Clerk Weber stated that the application has been reviewed and approved by the Office of Planning and Development.

Councilor Rossetti made a motion, seconded by Councilor Marzola, to authorize the Town Clerk to issue a firework permit to Traditions at the Links for a firework display on May 11, 2019.

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

Nayes: 0 All in Favor. Motion Carries.

E) Police Chief

Chief Crowell gave the following report:

- The department just completed the legal updates in-service training.
- One of the new police officers start on Monday.

Councilor Bollinger asked Chief Crowell how the Citizens Police Academy was going? Chief Crowell stated that the academy was going well and all of the enrolled citizens are still completing the academy.

F) Town Board

Councilor Bollinger reported that Target has dropped the assessment lawsuit against the Town of Manlius and other municipalities.

Councilor Bollinger stated that recreation did a great job on the fish stocking event and that the event was well attended.

G) Supervisor

Supervisor Theobald gave an update on the ongoing negotiations with Albany for AIM (Aid and Incentives for Municipalities) funding. Supervisor Theobald stated that he and the other members of the Association of Towns are working hard to get Albany to put the AIM funding back.

There being no further business to come before the Board, upon motion duly made by Councilor Rossetti and seconded by Councilor Loeffler the Board voted unanimously to adjourn regular session at 7:03 PM to enter executive session to discuss litigation.

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

Nayes: 0 All in favor. Motion Carries.

Respectfully Submitted by:

Allison A. Weber
Town Clerk

EXECUTIVE SESSION MEETING MINUTES
Executive Session
April 24, 2019

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

The Town Board Re-entered Regular Session at 7:27 p.m.

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 7:27 p.m.

Submitted by:
Ann Oot
Town Manager