

MINUTES  
TOWN BOARD  
February 23, 2022

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://youtu.be/Ih9BYpkhLFE>

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

Sara Bollinger, Councilor  
Elaine Denton, Councilor  
Heather Waters, Councilor  
Alissa Italiano, Councilor  
William Nicholson, Councilor

Absent: Katelyn M. Kriesel, Councilor

The following Town Officers were present:

Tim Frateschi, Attorney for the Town	Allison A. Weber, Town Clerk
Mike Crowell, Police Chief (Virtual)	Rob Cushing, Highway Superintendent (Virtual)
Ann Oot, Town Manager	Kayandra Blythe, Deputy Town Manager

### **1. Attendees**

In-Person Meeting Attendees: Barbara Henry, Fayetteville. Susan Goldner, Fayetteville. Abby & David Neuman, DeWitt. Ann Smith, Manlius. Pete Fietta, Cazenovia. Joseph Silino, East Syracuse. Dave Taylor, East Syracuse. Charlie & Sharon Chapman, East Syracuse. Mike Friend, Manlius. Rob Richardson, Manlius.

Virtual Meeting Attendees: Joe Durand, John Racciatti, Warren Linhart, Chris Carrick, Melissa Clark, Christina Josephine, Larry/Dinah Raful, Brian Stanley.

### **2. The Pledge of Allegiance**

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

### **3. 6:30 PM Open Podium**

Ann Smith, Manlius Senior Centre, requested that the Town Board consider adding the Manlius Senior Centre to the 2023 Budget.

Dave Taylor, East Syracuse, spoke in opposition of the installation of the solar panels in the Town Landfill on Bowman Road.

Charlie Chapman, East Syracuse, spoke in opposition of the installation of the solar panels on the town landfill on Bowman Rd. Mr. Chapman stated that the Town should not change the law to allow the installation of the solar arrays on town land without special permit or site plan.

### **4. 6:43 PM Public Hearing – Zone Change, N. Burdick St. (Tax Map #s 086.-02-02.1, 086.-02-03.0, 086.-02-04.1, 086.-02-05.1, 086.-02-05.3, 086.-02-06.1) from Residential 1 (R1),**

**Restricted Agricultural (RA) and Neighborhood Shopping (NS) to Restricted Agricultural (RA) and Commercial A (CA)**

Councilor Denton made a motion, seconded by Councilor Waters, to close the public hearing at 6:44 pm in the matter of the proposed local law for a change of Zone from Residential 1 (R1), Restricted Agricultural (RA) and Neighborhood Shopping (NS) to Restricted Agricultural (RA) and Commercial A (CA) for the property located on N. Burdick St., Fayetteville NY.

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

Nays: 0

All in Favor.

Motion Carries.

Councilor Italiano asked that the applicant sign their official response letter regarding Councilor Bollinger's request that the applicant amend their zone change request so that any land in the floodplain would be zoned RA. Councilor Italiano asked that the letter be officially entered into the record. The Applicant signed and submitted the letter to the Town Clerk.

The Applicant stated that there can be no development in the floodplain and changing the zone would not affect that. Further discussion ensued.

Councilor Bollinger stated that construction can be permitted in a floodplain if mitigation measures are included in the design. She stated that the town needs to be forward looking in the approach to water management and the water is only going to be getting worse in the future. Councilor Bollinger stated that she wants to ensure that the floodplain will only be zoned RA.

The Town Board discussed the site plan review process. The Town Board discussed the possibility that in the future the Town Board may make it clear that there will be no development in areas with drainage issues.

The Town Board discussed the zoning philosophy that single parcels should not be partially zoned.

The Town Board discussed the zoning classifications in relation to the parcel lines. The Town Board stated that it would like zoning classifications to be congruent with parcel lines and would like parcels to be subdivided such that one parcel would only have one zoning classification.

Councilor Waters made a motion, seconded by Councilor Italiano, adopt local law 2022-1 to approve the change of Zone from Residential 1 (R1), Restricted Agricultural (RA) and Neighborhood Shopping (NS) to Restricted Agricultural (RA) and Commercial A (CA) for the property located on N. Burdick St., Fayetteville NY (Tax Map #s 086.-02-02.1, 086.-02-03.0, 086.-02-04.1, 086.-02-05.1, 086.-02-05.3, 086.-02-06.1) as outlined by the resolution prepared by the Attorney for the Town and contingent on the Planning Board requiring the applicant to obtain a subdivision of the parcels to be congruent with zoning classifications.

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

Opposed: Councilor Bollinger

5-1

Motion Carries.

**5. 6:59 PM Set Date Public Hearing - Proposed Local Law Repealing Section 155-27.2 Regulating the Placement of Solar Arrays**

Supervisor Deer discussed the proposed local law that will repeal section 155-27.2 of the Town Code regulating the placement of solar photovoltaic energy systems in the Town and to replace it with a modified local law to regulate the placement of solar photovoltaic energy systems in the Town and to remove the requirement for special permit and site plan approval for solar photovoltaic energy systems on town property including the town landfill on Bowman Road. Supervisor Deer stated that the Town Board is considering this law as a policy decision of the Town Board and discussed the reasons behind that policy decision.

The Town Board discussed and reviewed changes to the draft local law. Attorney Frateschi made all the changes the board discussed prior to the resolution calling for a public hearing on the matter.

Town Board members discussed their position on the proposed local law.

Councilor Denton made a motion, seconded by Councilor Italiano, to set a date for a public hearing for March 23<sup>rd</sup>, 2022 at 6:35 PM in the matter of proposed Local Law 2022-(2) regulating the placement of solar photovoltaic energy systems in the Town and to replace it with a modified local law to regulate the placement of solar photovoltaic energy systems in the Town and to remove the requirement for special permit and site plan approval for solar photovoltaic energy systems on town property including the town landfill on Bowman Road.

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

Nays: 0                                                  All in Favor.                                                  Motion Carries

**6. 7:30 PM Town Manager**

Deputy Town Manager Kayandra Blythe requested a motion to appoint Phyllis Martucci as a substitute crossing guard at a rate of \$15.40 per hour to fill crossing guard posts when the assigned crossing guards are unavailable.

Councilor Bollinger made a motion, seconded by Councilor Italiano, to appoint Phyllis Martucci as a substitute crossing guard at a rate of \$15.40 per hour.

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

Nays: 0                                                  All in Favor.                                                  Motion Carries.

Town Manager Oot presented a budget transfer for the Highway Department for the salt storage facility: \$123,987 from HE0 5.5132.200 (Salt Storage Facility – Capital) to A00 5.5132.200 (Garage – Equipment) for the purchase of a new cover for the salt storage facility at the highway department.

Councilor Bollinger made a motion, seconded by Council Denton, to authorize the budget transfer of \$123,987 from HE0 5.5132.200 (Salt Storage Facility – Capital) to A00 5.5132.200 (Garage – Equipment) for the purchase of a new cover for the salt storage facility at the highway department.

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

Nays: 0                                                  All in Favor.                                                  Motion Carries.

Town Manager Oot presented 2021 Budget Transfers and Encumbrances:

### 2021 Encumbrances and Budget Transfers

#### Encumbrances:

(Outstanding purchase orders from 2021)

A005.1010.400 Town Board-Contractual	2,500
• Annual Audit of Justice Court (postposed due to COVID)	
A005.1355.405 Assessor-Information Tech	\$1,950
• RPS Annual Licensing Fee (2021 fee paid 01/2022) NYS annual licensing fee for users of NYS Real Property System	
A005.1410.401 Town Clerk-Office Supplies	\$1,500
• Office Chairs (2); Standing Desks (2)	
A005.1410.402 Town Clerk-Seminars/Conf.	\$2,152
• IIMC training that was cancelled in 2021 due to COVID that will take place in 2022	
A005.1440.450 Engineer-Contractual	\$3,353
• 4 <sup>th</sup> quarter 2021 landfill testing/monitoring (Alpha Analytical)	
A005.1460.400 Records Mgmt.-Contractual	\$9,586
• Upgrade records management equipment	
A005.1620.200 Buildings-Equipment	\$1,400
• Break room equipment	
A005.3310.400 Traffic Control-Contractual	\$450
• 4 <sup>th</sup> quarter (2021) service for school crossing beacon (Syracuse Signal)	
A005.3510.401 Dog Control	\$500
• Dog license envelopes	
A005.3120.400 Police-Contractual	\$7,217
• PO 21-33620 \$217 Locker • Vera House \$7000 Training	
A005.3120.401 Police-Office Supplies	\$86.50
• PO 21-33706	
A005.3120.404 Police-Books/Publications	\$269.97
• PO 21-34139 UA Sidekick Annual Subscription	
A005.3120.405 Police Info Tech/Electronic	\$968.00
• PO 21-34172 Laserfiche Scanner	

A005.3120.412 Police-Vehicle Repair \$2,500  
• PO 21-34030 HDD Replacement

A005.3120.446 Police-Maintenance Contract \$2,735.98  
• PO 21-33905 \$274.98 S=Internet  
• PO 21-34083 \$2461 Annual Maintenance Livescreen Fingerprinting System

A005.3120.448 Police-Uniforms/Cleaning \$10,885.94  
• PO 21-33267 \$2558.97 Uniform-New Officer  
• PO 21-33354 \$114.99 Lt Pants  
• PO 21-33481 \$2324.68 SPO Uniform  
• PO 21-33513 \$2704.75 Uniform-New Officer  
• PO 21-33811 \$175 Badges/Patches SPO  
• PO 21-33854 \$251.64 SPO Badges  
• PO 21-33884 \$2209.85 SPO Uniform  
• PO 21-33993 \$54.99 Pants  
• PO 21-34026 \$99.99 Pants  
• PO 21-34061 \$292.26 Clothing  
• PO 21-34142 \$98.82 Inner Carrier

A005.3120.464 Police-Protection Gear \$4,464.75  
• PO 20-30211 \$784.95 Training Supplies  
• PO 21-33822 \$2646 Shields  
• PO 21-33838 \$1033.80 Sights

DA0.5.5130.200 Machinery-Equipment \$133,908.16  
• Ford F350XL Pickup Trucks (2) – Purchase approved 04/14/2021 Town Board \$86,078.16  
• Ford F550 Pickup Cab & Chassis (1) – Purchase approved 10/27/2021 Town Board \$47,830

DB0.5.5110.478 General Repairs-Drainage \$9,000  
• Drainage pipe on backorder

**Budget Transfers:**

Amount: \$4,000  
From: A005.1460.100 Records Management-Personal Services  
To: A005.1410.100 Town Clerk-Personal Services  
• Records Management Officer (Weber) salary; reimburse clerk budget for payment of RMO salary

Amount: \$1,500  
From: A005.5010.100 Superintendent-Personal Services  
To: A005.1410.100 Town Clerk-Personal Services  
• Tree Commission secretary pay

Amount: \$14,716  
From: B005.3620.100 Planning & Development-Personal Services

To: A005.1410.100 Town Clerk-Personal Services  
• 20% D. Witzel/T. Galvin salaries

Amount: \$56,232.94  
From: DA0.4.3500 Extreme Winter Recovery  
To: DA0.5.5130.200 Machinery-Equipment  
• Purchase of Ford F550 Pickup Cab & Chassis

Amount: 1,243.96  
From: DA005.5142.101 Snow Removal-Overtime  
To: DA0.5.5140.101 Brush & Weeds  
• Snowstorm overtime

Amount: \$8,770.01  
From: DA0.5.5142.470 Snow Removal Materials  
To: DA0.5.5140.490 Brush & Weeds Contractual  
• Tree work

Councilor Bollinger made a motion, seconded by Council Waters, to approve the 2021 Budget transfers and encumbrances as presented.

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

Nays: 0

All in Favor.

Motion Carries.

### **5. 7:32 PM Committee Reports**

#### **Comprehensive Planning**

Councilor Bollinger and Councilor Waters gave an update on the comprehensive planning process. The steering committee will meet on February 16<sup>th</sup> and study groups continue to meet.

Councilor Waters reported that the Old Erie Canal Working Group is researching a potential grant funding opportunity to install boat launches in the Town on the Erie Canal. Councilor Waters will present more information as it becomes available.

### **7. 7:36 PM Supervisor**

Letter of Engagement - Cell Coverage Mapping LLC

The Town Board discussed the proposed letter of engagement for a cell coverage survey and added language that would make it clear that this survey was not being conducted by the Town of Manlius.

Councilor Bollinger made a motion, seconded by Council Denton, to authorize the Supervisor to sign the letter of engagement with Cell Coverage Mapping LLC to conduct a cell coverage survey of the town residents with added language making it clear that the Town of Manlius was not responsible for the survey. This letter will also inform residents that the Town is engaged in Comprehensive Planning and that the information collected by the cell coverage survey will inform that effort.

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

Nayes: 0 All in Favor. Motion Carries.

**8. 7:32 PM Request for Quotation – Consolidated Drainage District No 3 – Enders Road Stormwater System Rehabilitation & Verbeck Drive Stormwater Basin Cleanout**

Councilor Bollinger stated that the town would like to request quotes for work to be performed in Drainage District 3. Councilor Bollinger discussed the work to be perform and stated that the repairs would be \$35,000 or less.

Councilor Italiano made a motion, seconded by Council Waters, to authorize the issuance of a request for quote for the Enders Road Stormwater Rehabilitation with the intent that the repairs will cost \$35,000 or less.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Nicholson made a motion, seconded by Council Waters, to authorize the issuance of a request for quotes for the cleanout of the Verbeck Drive stormwater basin with the intent that the repairs will cost \$35,000 or less.

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

Nayes: 0 All in Favor. Motion Carries.

**9.7:48 Hope for Heather Contract**

Town Manager Oot presented the 2022 Hope for Heather Teal Ribbon Run and stated that the presented agreement is the same as previous years.

Councilor Nicholson made a motion, seconded by Councilor Bollinger, to approve the 2022 Hope for Heather Teal Ribbon Run and authorize the Supervisor to sign the agreement

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

Nayes: 0 All in Favor. Motion Carries.

**9. 7:50PM Court Security Personnel**

Town Manager Oot requested that the Town Board create court security personnel positions to provide security to the court.

Councilor Bollinger made a motion, seconded by Councilor Italiano, to create the part-time position of court security personnel at a rate of \$40 per hour and appoint the following individuals to the positions: Joe Peters, George Millet, Leo Capria V, Kelly Wilcox.

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

Nayes: 0 All in Favor. Motion Carries.

**13. Approval of Minutes**

Councilor Italiano made a motion, seconded by Councilor Denton, to approve the minutes of the January 26, 2022 Town Board meeting as presented by Town Clerk Weber.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Italiano, to approve the minutes of the February 9, 2022 Town Board meeting as presented by Town Clerk Weber.

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

Nayes: 0 All in Favor. Motion Carries.

**7:45PM Approval of Abstract # 4**

Councilor Bollinger made a motion, seconded by Councilor Denton, to approve Abstract # 4 in the amount of \$389,145.11 as submitted by Town Clerk Weber.

TOWN OF MANLIUS		
Fund Summary		
Abstract # 4 - 2021		
CODE	FUND	TOTALS
A	General Fund Townwide	\$108,788.38
B	General Fund Town	\$1,735.19
CM1	Police Trust	\$381.28
DA	Highway Fund Townwide	\$49,214.46
DB	Highway Fund Town	\$3,931.47
SR1	Manlius Trash District	\$199,943.00
SR2	Manlius Res Brush District	\$25,151.33

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

Nayes: 0 All in Favor. Motion Carries.

**14. 7:55 PM Adjournment**

There being no further business to come before the Board, upon motion duly made by Councilor Denton and seconded by Councilor Italiano the Board voted unanimously to adjourn regular session at 7:55PM and enter into executive session to discuss a litigation matter related to a tax certiorari.



