

MINUTES
TOWN BOARD
April 14, 2021

The Town of Manlius Town Board live streaming from their homes, with Supervisor Edmond Theobald presiding and the following Board members present:

Karen Green, Councilor
Sara Bollinger, Councilor
Elaine Denton, Councilor
John Deer, Councilor
Heather Waters, Councilor
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	Rob Cushing, Highway Superintendent
Doug Miller, Town Engineer	Ann Oot, Town Manager
Randy Capriotti, Director of Codes	Debi Witzel, Deputy Clerk

Attendees as Signed in with the Name Provided in Zoom: Kelly Wells, Fred Keeney, Perna Deer, John Bartolotti, Susan Button, Richard Greene, Andrew Bushnell, Dave Scamehorn, Mark Stanbro, Warren Linhart, Taylor Bottar, Ken Knutsen, Scott Thompson, Grant deBruin, Jean Lachat , Rich Andino, Owner, Benson, Marlene, J Messineo, JR Messineo, Patti Tripoli, Sheila2454, Andy Gallery, Stuart Ben, Nicole Potocki, Ellie Freeman, Maggieneu, Deborah Tooker, Mat Zlomek, , Olivia Hicklen, Barb Wilson, Pat Pfohl, M. S., Cindy2, Lesley, David Lockrow, Erin T, Jarrod Adam Marks, Louise Cummings, Donna Edgar

1. Introductions

Supervisor Theobald introduced the Town Board Members and Town Officers that were in attendance.

2. The Pledge of Allegiance

The Town Board recited the Pledge of Allegiance. Supervisor Theobald, called the meeting to order at 6:30 pm.

3. Open Podium

Town Clerk Weber reviewed the procedure for attendees to participate in Open Podium and the scheduled public hearing.

Supervisor Theobald reviewed the rules of Open Podium and asked participants to hold their questions and comments on the Kinsella Quarry or Salt Springs Water District until the public hearing.

Supervisor Theobald stated that Town will be hosting an information meeting on the Kinsella Quarry zone change request in May. A date will be announced once it has been finalized and the public can speak at the information meeting and the public hearing.

SS1	Manlius Con Sewer District	\$19.18
TA2	Trust & Agency - Other	\$1,900.00

Ayes: Supervisor Theobald, Councilor Green, Councilor Bollinger, Councilor Denton, Councilor Deer, Councilor Waters, Councilor Kriesel

Nays: 0 All in Favor. Motion Carries.

6. 6:30 PM Public Hearing – Skyridge Water District (Salt Springs Water District)

Councilor Bollinger reviewed the proposed Skyridge Water District project. Councilor Bollinger stated the engineering map and report map dated March 20, 2021 was prepared by Barton & Loguidice and presented at the March 24th meeting.

Taylor Bottar, Barton & Loguidice, gave a brief overview of the presentation that was given at the March 24th Town Board meeting.

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to waive the reading of the public notice in the matter of the public hearing for the proposed Skyridge Water District Project.

Ayes: Supervisor Theobald, Councilor Green, Councilor Bollinger, Councilor Denton, Councilor Deer, Councilor Waters, Councilor Kriesel

Nays: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Denton, to open the public hearing at 7:01 pm in the matter of the proposed Skyridge Water District Project.

Ayes: Supervisor Theobald, Councilor Green, Councilor Bollinger, Councilor Denton, Councilor Deer, Councilor Waters, Councilor Kriesel

Nays: 0 All in Favor. Motion Carries.

J R Messineo, Zoom Attendee, asked Supervisor Theobald and any board members to openly state if they have ever worked for or represented Clear Path for Veterans or the Horseshoe Water District and if there are any conflicts of interest the associated party should recuse themselves.

Councilor Bollinger stated she had worked with Clear Path in the past but does not work there currently.

Steve Benson, Zoom Attendee, asked if the water project is still based on the 2016 Clear Path for Veterans and Horseshoe Lane water deficiencies or has the study expanded and what decisions have been made? Taylor Bottar stated the Horseshoe Water District is the driver for this project and not Clear Path for Veterans.

Mr. Benson asked what the specific water quality and operational needs mentioned are? Do they address remedies or are these new developments generated or both?

Taylor Bottar stated that a dead-end water line would need to be flushed regularly where as a closed loop water line continuing the flow into the Town of Sullivan and would provide better water quality.

Attorney Frateschi reviewed the definition of a conflict of interest for a public official under General Municipal Law. Attorney Frateschi stated if there is a contract before the board where a public official has a financial interest they are not allowed to vote on that contract.

J R Messineo, Zoom Attendee, spoke live before the Town Board and stated that he is opposed to this project (Skyridge Water District). Mr. Messineo stated that Horseshoe Lane special district residents should have been reserving capital funds for future repairs or replacement. Mr. Messineo stated he does not feel the neighbors to this district should be asked to subsidize this project.

The Town Board discussed the history of expenditures of the reserve funds for the Horseshoe Lane water district.

Councilor Bollinger reviewed the communication methods used to notify residents of this public hearing and the proposed water district.

Taylor Bottar and Ken Knutsen discussed the location of the proposed water tank. Taylor Bottar stated the proposed tank would go on the property to the east of MacClenthen Rd. Mr. Bottar gave a description of the proposed standpipe tank (30 feet wide and 50 feet tall).

Sheila Ben, Zoom Attendee, commented that she is opposed to the Skyridge Water Project. Mrs. Ben stated that it is unfair that ninety-five people, most of whom will not benefit from this service, are being asked to contribute to a project that will only benefit one neighborhood of twenty-nine homes.

Maggie Nangro, Resident of the Town of Sullivan gave a history of the Skyridge Water District. Maggie spoke on some points of interest concerning the project.

1. Skyridge Rd. has not been included in this project.
2. Town of Sullivan does not want to maintain the pump station.
3. The water tank if placed on Salt Springs Rd. would be visible from Rt. 173 and Salt Springs Rd.
4. Clear Path for Veterans's land has been rezoned residential, so they are pushing for this water district for a potential development.

Anonymous Attendee, asked when the formation of three water districts will happen and how? Mr. Bottar reviewed the projected timeline and stated this project would be done by neighborhood petitions.

Pat Pfohl, Zoom Attendee, commented that as a new landowner on Salt Springs she would appreciate an affordable water system that would allow for a small subdivision. Ms. Pfohl asked what the cost would be to a single-family home? Mr. Bottar stated that the estimated cost for a single-family home including the OCWA bill would be \$1,194 per year.

Marlene, Zoom Attendee, commented that she is a resident of Salt Springs Rd. and is in favor of this project.

Steve Benson, Salt Springs Rd., asked what does the New York State Dormitory Authority involvement in this project mean? Taylor Bottar stated they are a supplemental funding source for the project. Mr. Benson asked if anyone on the Town Board has a relationship with the NYS Dormitory Authority.

Attorney Frateschi stated that the NYS Dormitory Authority is a financing arm of New York State with a board of directors that it is used to fund projects. That board would have nothing to do with the Town of Manlius or the Town Board Members.

Patty Tripoli, Zoom Attendee, asked what would happen if the petition process result is not to proceed with the plan (the proposed water district)?

Ken Knutsen reviewed the steps involved if the project were to be approved or not approved.

Councilor Waters asked for more information on how special districts are formed. Town Engineer Miller reviewed the process.

Sheila Ben, Zoom Attendee, asked for clarification on whether or not homeowners representing 51% of the assessed value in the district must sign a petition supporting the project for it to be approved?

Councilor Bollinger answered yes.

Rich Andino, Attorney for the Proposed Salt Springs Water District Project, explained the steps involved in the petition process.

Deb Tooker, Zoom Attendee, asked if the project could be covered by grant funding? Mr. Knutsen answered each town can apply for a grant and possibly get 60% to 80% funding but it will never be 100%.

Mr. Messineo asked how much has the Town has spent on this project at this time and how much more could be spent before approval? Mr. Knutsen stated Barton & Loguidice's fee is \$15,800.

Stuart Ben stated his home looks at the proposed location of the new water tank. Mr. Ben stated he does not call the town to repair his well or septic system if he has a problem. Mr. Ben stated he believes it is unfair for any homeowner to ask their neighbors to fund an upgrade or repair to their water system. Mr. Ben stated that the homeowners should be aware of costs for the utilities for their property and be prepared to pay for those costs.

Jean Lachat, Zoom Attendee, ask if anyone on the board that will be part of the decision lives in the area or will be directly affected by the water project? The Town Board members answered no.

John Bartolotti, Zoom Attendee, asked why this project has not come out of the town taxes instead of a small district? Taylor Bottar stated that according to state law, special districts are set up to only benefit the users.

Councilor Green made a motion, seconded by Councilor Bollinger, to adjourn the public hearing in the matter of the proposed Skyridge/ Salt Springs Water District Project until April 28, 2021.

Ayes: Supervisor Theobald, Councilor Green, Councilor Bollinger, Councilor Denton, Councilor Deer, Councilor Waters, Councilor Kriesel

Nayes: 0

All in Favor.

Motion Carries.

7. Local Law 2021-4 Noise Control Ordinance Amendment

Councilor Bollinger made a motion, seconded by Councilor Green, to set a date for a public hearing on April 28, 2021 at 6:40 pm in the matter of a Zone Change for 112 South Burdick St., Fayetteville (tax map # 092.-07-02.1) from Restricted Agricultural Districts (RA) to Residential Multiple-Use Districts (RM).

Ayes: Supervisor Theobald, Councilor Green, Councilor Bollinger, Councilor Denton, Councilor Deer, Councilor Waters, Councilor Kriesel

Nays: 0 All in Favor. Motion Carries.

10. Highway Superintendent

Highway Superintendent Cushing gave an update on the purchase of two new pickup trucks. Superintendent Cushing stated Metro Ford had the lowest bid per the OGS bid process.

Bids Results for NYS OGS Mini Bid for (2) 2022 Ford F-350XL Pickup Trucks.

	<u>Each</u>	<u>Total</u>
Metro Ford Sales, Inc.	\$43,039.08	\$86,078.16
Beyer Ford, LLC	\$43,046.82	\$86,093.64
VanBortel Ford, Inc.	\$43,063.49	\$86,126.98
Nye Automotive Group	\$43,297.00	\$86,594.00
Lithia Motors, Inc.	\$43,356.79	\$86,713.58
Delacy Ford	\$44,999.26	\$89,998.52

Councilor Bollinger made a motion, seconded by Councilor Deer, to authorize Highway Superintendent Cushing to purchase (2) Ford 350XL pickup trucks, model year 2022 from Metro Ford Sales, Inc. at a purchase price of \$43,039.08 each for a total of \$86,078.16 as budgeted for.

Ayes: Supervisor Theobald, Councilor Green, Councilor Bollinger, Councilor Denton, Councilor Deer, Councilor Waters, Councilor Kriesel

Nays: 0 All in Favor. Motion Carries.

11. Planning & Development

Randy Capriotti, Director of Codes gave the following update:

1. Business is picking up in the office.
2. DEC has issued a burn ban until May 14, 2021.

12. Attorney

Attorney Frateschi requested an executive session to discuss the individual employment history of a person in the Planning Department and the potential employment or contacting with a corporation.

13. Town Clerk – no new business

14. Police Chief

Chief Crowell gave the following report:

1. The April in service training is almost complete.

2. A conditional offer of employment has been made to one individual for a vacant Police Officer position.

15. Town Manager

Town Manager Oot stated that the Director of Code Enforcement has submitted his letter of resignation. Town Manager Oot stated the town will now have to start the process to fill the position by canvassing the civil service eligible list for candidates.

16. Committee Reports

Councilor Green complimented Captain Schafer and Sergeant Snyder on the great job they have done with the Critical Response Committee (CRC) committee during the pandemic.

17. Supervisor

Supervisor Theobald stated he met with the Mayors of Manlius, Fayetteville, Minoa and Chief Crowell to discuss the new marijuana regulation. Supervisor Theobald stated the town will need to discuss the regulation to decide by December whether the town will opt out of this regulation.

Supervisor Theobald gave an update on the Memorial Day and the Annual 4th of July Parade.

Councilor Kriesel stated Sustainable Manlius is continuing Earth Fest tomorrow at 7:00 PM on Zoom with a presentation on Electrical Vehicles and Earth week is next week.

Supervisor Theobald stated that the Fayetteville-Manlius School District will be honoring veteran Tony Pircio, who recently turned 100 with an Arbor Day tree planting at Wellwood Middle School. Supervisor Theobald stated more details about the events will be coming soon.

18. Adjournment

There being no further business to come before the Board, upon motion duly made by Councilor Kriesel and seconded by Councilor Green the Board voted unanimously to adjourn regular session at 8:48 PM to enter executive session to discuss the individual employment history of a person in the Planning Department and the potential employment or contracting with a Corporation.

Ayes: Supervisor Theobald, Councilor Green, Councilor Bollinger, Councilor Denton, Councilor Deer, Councilor Waters, Councilor Kriesel

Nays: 0

All in Favor.

Motion Carries.

EXECUTIVE SESSION MEETING MINUTES

Executive Session

April 14, 2021

The Town Board re-entered regular session at 9:28 PM.

Councilor Kriesel made a motion, seconded by Councilor Green, to hire Randy Capriotti at \$75 dollars an hour as a part time employee of the town and not to exceed 20 hours per week until the Town Board decides this arrangement no longer continue. This agreement will begin on May 8, 2021.

