

MINUTES
TOWN BOARD
June 22, 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://youtube/Ih9BYpklLFE>

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

Elaine Denton, Councilor
Heather Waters, Councilor
Katelyn M. Kriesel, Councilor
Alissa Italiano, Councilor
William Nicholson, Councilor
Sara Bollinger, Councilor

Attended Virtually:

The following Town Officers were present:

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

1. Attendees

In-Person Meeting Attendees that Signed the Attendance Sheet: Barbara Emmons, Manlius. Paula Ellenberg, Manlius. Danielle & Ryan Ewert, Manlius. Mike Friend, Manlius. Jacob Gigler, E. Syracuse. Dan Tyrel, Fayetteville. Madison Ewert, Manlius. Blake Bestul, Lafayette. Tracy Crowe, Manlius. Cynthia Crowe, Manlius.

Virtual Meeting Attendees: Councilor Sara Bollinger, Police Chief Michael Crowell, John Rybinski.

2. The Pledge of Allegiance

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

3. Open Podium

6:32 PM Stephen Wowelko from the Onondaga County Federation of Sportsman Club read aloud a resolution condemning the Town of Manlius resolution opposing the Holiday Deer Hunt.

6:37 PM Barbara Emmons expressed concern about the proposed doggie daycare for the property located at 8291 E. Seneca Turnpike.

6:38 PM Jacob Gigler, Executive Director for Salt City Harvest Farm. Mr. Gigler invited the Town Board to an annual meeting on July 1, 2022.

4. 6:40 PM Recreation Department 2022 Summer Staff for Board Approval

Recreation Director Peggy Kenyon submitted the 2022 summer roster of recreation employees for board approval.

Councilor Italiano, made a motion, seconded by Councilor Kriesel, to approve and hire the 2022 recreation summer staff employees as presented.

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

Nays: 0 All in Favor. Motion Carries.

5. 6:43 PM Public Hearing – Local Law 2022-5 Video Conferencing

Local Law 2022-5 was adopted at the June 8, 2022, regular Town Board meeting. Due to a publication error an additional public hearing was held to meet the publication requirements.

This law created a chapter in the Town Code that authorized the members of public bodies in the Town to participate in and vote in meetings via video conference. Members may video conference from locations that are not accessible to the public so long as a quorum of the public body participates from locations where the public may be physically present and other conditions are met. The conditions are outlined in the “Town of Manlius Videoconferencing Policy and Guidelines”.

Councilor Waters made a motion, seconded by Councilor Kriesel, to waive the reading of the public notice in the matter of the proposed local law 2022-5 Creating Chapter 29 Entitled “Town Board Polices” for Video Conferencing of Meetings.

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

Nays: 0 All in Favor. Motion Carries.

Councilor Denton made a motion, seconded by Councilor Waters, to open the public hearing at 6:44 PM in the matter of the proposed Local Law 2022-5 Creating Chapter 29 Entitled “Town Board Polices” for Video Conferencing of Meetings.

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

Nays: 0 All in Favor. Motion Carries.

With there being no further comments from the public, Councilor Kriesel made a motion, seconded by Councilor Denton, to close the public hearing at 6:45 PM in the matter of proposed Local Law 2022-5 Creating Chapter 29 Entitled “Town Board Polices” for Video Conferencing of Meetings.

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

Nays: 0 All in Favor. Motion Carries.

Councilor Italiano made a motion, seconded by Councilor Denton, to adopt the proposed Local Law 2022-5 Creating Chapter 29 Entitled “Town Board Policies” for Video Conferencing of Meetings.

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

Nayes: 0 All in Favor. Motion Carries.

6. 6:58 PM Public Hearing – Local Law 2022-6 Shed and Playscapes Building Permits

Local Law 2022-6 was adopted at the June 8, 2022, regular Town Board meeting. Due to a publication error an additional public hearing was held to meet the publication requirements.

This law corrected an error in the “Expiration Date” section of Local Law 2021-9 which set the law to expire in 6 months.

Councilor Waters made a motion, seconded by Councilor Kriesel, to waive the reading of the public notice in the matter of the proposed local law 2022-6 to Amend Chapter 155-44 as it relates to Building Permits for Sheds and Making Technical Corrections Thereto.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Kriesel made a motion, seconded by Councilor Italiano, to open the public hearing at 6:45 PM in the matter of the proposed Local Law 2022-6 to Amend Chapter 155-44 as it relates to Building Permits for Sheds and Making Technical Corrections Thereto.

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

Nayes: 0 All in Favor. Motion Carries.

With there being no further comments from the public, Councilor Denton made a motion, seconded by Councilor Kriesel, to close the public hearing at 6:47 PM in the matter of proposed Local Law 2022-6 to Amend Chapter 155-44 as it relates to Building Permits for Sheds and Making Technical Corrections Thereto.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Nicholson made a motion, seconded by Councilor Kriesel, to adopt the proposed Local Law 2022-6 to Amend Chapter 155-44 as it relates to Building Permits for Sheds and Making Technical Corrections Thereto.

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

Nayes: 0

All in Favor.

Motion Carries.

7. 6:50 PM Zone Change Application – Seven Pines Project – 8104, 8108, 8116 Cazenovia Rd.

The Town Board discussed referring the Seven Pines zone change application for 8104-8110 Cazenovia Road to the Planning Board. The applicant has requested a zone change from Commercial A (CA) & Restricted Agriculture (RA) to Residential Multi-use (RM) to convert the second floor of the four existing two story office buildings to residential apartments.

The Town Board would like more information on how the zone change would affect parking.

Councilor Denton requested that the setbacks of the parcel be strictly enforced as there are erosion issues with the nearby creek.

Councilor Denton made a motion, seconded by Councilor Waters, to refer the Zone Change application to the Planning Board for their recommendation.

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

Nayes: 0

All in Favor.

Motion Carries.

8. 6:58 PM Discussion – Zone Change Request 8291 E. Seneca Turnpike R1 to RA

The Planning Board held a public hearing on June 13, 2022 and issued a negative recommendation to the Town Board.

Ryan & Danelle Ewert presented their response to the neighbor's concerns that were discussed at the Planning Board meeting on June 13, 2022.

The Town Board discussed the matter and will be conducting site visits at the location. The Town Board tabled the matter until the next meeting. The Town Board decided to refer questions to Attorney Tony Germano as the applicant is related to Town Attorney Frateschi.

10. 7:08 PM Speed Reduction Request – Bowman Rd.

The Town Board discussed the request for a speed reduction on Bowman Road and asking SMTC to perform a traffic study in the area of Bowman Road.

Highway Superintendent Cushing stated that Bowman Road was increased to 40 MPH in 2018 after a speed study was performed by the NYSDOT.

Councilor Kriesel made a motion, seconded by Councilor Waters, to authorize a TE-9 form be sent to the State of New York to request a traffic study on Bowman Rd.

Ayes: Councilor Bollinger, Councilor Denton, Councilor Waters, Councilor Italiano, Councilor Nicholson, Councilor Kriesel.

Opposed: Supervisor Deer

Motion Carried: 6 to 1

11. 7:17 PM Highway Superintendent

Highway Superintendent Cushing stated that for safety reasons lighting should be added to Salt Storage Barn.

The Town Board discussed at length how to proceed with deciding how to expend the ARPA Funds. Councilor Kriesel requested that the Town Board create a plan to spend the remaining ARPA funds.

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to approve a budget modification in the amount of \$8,837.00 by increasing revenue fund A004.4089 (Coronavirus Local Fiscal Recovery Funds - ARPA) and increasing expenditure fund A005.5132.425 (Garage/Building Maintenance) for lighting for the highway department salt storage facility.

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

Nayes: 0 All in Favor. Motion Carries.

12. 7:25 PM Discussion – Police Countywide Mutual Aid Agreement

The Town Board discussed the status of the proposed Mutual Aid Agreement. The Town Board had several questions about what other actions municipalities are taking. The Town Board tabled the matter until they communicate with other municipalities that have passed resolutions or adopted local laws.

13. 7:44 PM Supervisor

Councilor Kriesel made a motion, seconded by Councilor Bollinger, to approve the April 2022 Supervisor's report.

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

Nayes: 0 All in Favor. Motion Carries.

14. 7: 46 PM Hazard Pay

The Town Board discussed offering Hazard Pay to Town employees who worked during the pandemic. The Town Board tabled the matter for further research.

15. Committee Reports

Councilor Denton would like to create a sidewalk program to break down the steps for residents who would like sidewalks in their neighborhoods.

Councilor Denton gave an update on the EV charging stations for Town Hall.

Councilor Bollinger stated the date for the Comprehensive Planning Committee will be changed and to watch for the new date.

Councilor Bollinger asked that the FAQ on the website regarding trash and brush be reviewed and updated.

16. Approval of Minutes – May 25, 2022, and June 8, 2022

Councilor Bollinger made a motion, seconded by Councilor Waters, to approve the minutes of May 25, 2022, as submitted by Town Clerk Weber.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Waters made a motion, seconded by Councilor Bollinger, to approve the minutes of June 8, 2022, as submitted by Town Clerk Weber.

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

Nayes: 0 All in Favor. Motion Carries.

16. Approval of Abstract # 12

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to approve Abstract # 12 in the amount of \$574,684.74 as submitted by Town Clerk Weber.

| TOWN OF MANLIUS | | |
|----------------------|-----------------------|--------------|
| Fund Summary | | |
| Abstract # 12 - 2022 | | |
| COD | FUND | TOTALS |
| E | | |
| A | General Fund Townwide | \$217,182.69 |
| B | General Fund Town | \$211.80 |
| CM1 | Police Trust | \$381.28 |
| DA | Highway Fund Townwide | \$5,659.71 |
| DB | Highway Fund Town | \$105,239.48 |
| SR1 | Trash | \$220,858.45 |
| SR2 | Brush | \$25,151.33 |

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

Nayes: 0 All in Favor. Motion Carries.

16. Adjournment

There being no further business to come before the Board, upon motion duly made by Councilor Italiano and seconded by Councilor Kriesel the Board voted unanimously to adjourn regular session at 8:11 PM to enter executive session to discuss litigation.

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

Nays: 0

All in Favor.

Motion Carries.

EXECUTIVE SESSION MEETING MINUTES

Executive Session

June 22, 2022

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

Councilor Italiano made amotion, seconded by Councilor Kriesel to authorize the Town to enter into an consent order and judgement related to a tax certiorari index number 004232/2020 and 006061/2021 in the matter of KIN, Inc. – COR Route 5 Company LLC against the Town of Manlius and Fayetteville Manlius School District for the property identified as tax map section 86 block 1 lot 4.5 that reduces the assessment for 2022 from 6.6 Million to 6 Million in 2022 as set forth in the agreement presented to the Town Board.

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

Nays: 0

All in Favor.

Motion Carries.

There being no further business to come before the Board, upon motion duly made by Councilor Kriesel and seconded by Councilor Italiano, the Board unanimously voted to adjourn the Regular Session at 8:35 PM.

Respectfully Submitted by:

Allison A. Weber
Town Clerk