

MINUTES
TOWN BOARD
September 27, 2023

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://www.youtube.com/channel/UC3pS9-uTiX417aEgciGEVSA>

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

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

The following Town Officers were present: Tim Frateschi, Attorney for the Town. Ann Oot, Town Manager. Kayandra Blythe, Deputy Town Manager. Jason Cassalia, Police Chief. Tom Poitras, Code Officer.

1. Attendees

In-Person Meeting Attendees: Craig Dudczak, Fayetteville. Cheryl & Mark Matt, Fayetteville. Madelyn Duffy, Baldwinsville. Reem Akkawi, Fayetteville. Heather Hastings, Manlius. Dawn Smalley, Manlius. Nancy Ferrarone, Fayetteville. Jessica & Patrick Gorton, Fayetteville. Frank McCarthy, E. Syracuse. Tony Waddell, Jamesville. Sarah Collins, Manlius. Mike Friend, Manlius. Tom Bassett, Manlius. Dan Kinsella, Fayetteville. Kelly Tormey, Robin & Shani Casper, Manlius. Bridget Devito, Manlius. Vittona Chandler, Syracuse. Brian Buchard, CHA Consulting. Charlie Breuer, Hueber-Breuer. Robert & Catherine Hough, Fayetteville. Jonathan Karp, Cicero. Vittoria Chandler, Syracuse. Giovanna Schiano, N Syracuse. Dan Miller, E. Syracuse. Margaret Mulvey, Fayetteville. Kathy Howe, Manlius.

Virtual Meeting Attendees: Donna Smith. Carolyn Grady. Warren Linhart. Charlie Bruer. Mike and Donna Smith. Ingrid Gonzales-McCurdy. Sue Tormey.

2. The Pledge of Allegiance

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

3. 6:33 PM Open Podium

Ingrid Gonzalez-McCurdy thanked town and election officials for their hard work on the special election. Ms. Gonzalez-McCurdy stated that she will be following up with state elected officials to express concern that the law is written in such a way that it can force a special election that the town has to run and asked that the town provide the total cost of the special election.

4. 6:37 PM Statement of Canvass – Town Clerk – September 23 Special Meeting

The Special Election Statement of Canvass has been filed in the Town Clerk's Office and posted on the website. Supervisor Deer gave an update on the Special Election results reporting that 12-13% of the total registered voters voted in the election and the ward system was not adopted. Supervisor Deer stated that the Town will be reaching out to its state representatives to ask for legislative reform surrounding special elections.

5. 6:40 PM Immaculate Conception – Request for SIRO/SPO

Nancy Ferrarone, Principal of Immaculate Conception School, and Johnathan Karp, Parent of Students at the Immaculate Conception School, made statements to the Town Board requesting that the Town enter into an agreement with the school to employ a Special Patrol Officer (SPO) to protect the school. The school is willing to pay for 100% of the cost of the officer and has a retired police officer that is ready to serve in that position at the school. Ms. Ferrarone and Mr. Karp cited the fact that neighboring municipalities and municipalities in New York State have contracted with and provided SPOs to private schools.

A lengthy discussion ensued regarding the laws and opinions regulating a town's ability to contract with private entities.

Councilor Denton read aloud a statement regarding the request for a SPO at the Immaculate Conception School. Councilor Denton stated that the Town Police Department cannot provide security for private entities, the SIRO / SPO program does cost the taxpayers money and that parents can choose to send their children to private or public schools.

Town Supervisor Deer stated that the town will be compiling examples of potential agreements to send to the Attorney General's Office for opinion.

6. 7:26 PM Public Hearing – Zone Change (R5 to PUD) – Twin Ponds, N Burdick St.

Supervisor Deer discussed the history of this proposal and the purpose of a Planned Unit Development (PUD).

PART II – Short Environmental Assessment Form

Attorney Frateschi discussed the SEQR process for a PUD and how it would differ from the SEQR process for a zone change.

Attorney Frateschi reviewed Part II of the short environmental assessment form with the Town Board. The Town Board discussed the PUD and answered the 18 questions on Part II as follows:

- 1) Impact on Land – Yes. The engineering on the site will be completed during the Site Plan process at the Planning Board. The Planning Board will review the details of engineering including environmental impact during that process.
- 2) Impact of Geological Features - Yes. The engineering on the site will be completed during the Site Plan process at the Planning Board. The Planning Board will review the details of engineering including environmental impact during that process.
- 3) Impacts on Surface Water - Yes. The engineering on the site will be completed during the Site Plan process at the Planning Board. The Planning Board will review the details of engineering including environmental impact during that process.

Nayes: 0

All in Favor.

Motion Carries.

Margaret Mulvey, Fayetteville, stated that she attended this meeting to learn more about how the Town handles PUDs. Ms. Mulvey stated that the Town refers to the Comprehensive Plan but the final plan is not on the website. Ms. Mulvey asked when the Town will start implementing action items within the plan? Ms. Mulvey asked the Town to take these proposals seriously.

Discussion ensued regarding the development of the proposed PUD, the role of the Planning Board in the PUD process and how the proposed PUD relates to the Comprehensive Plan.

Kathy Howe, Manlius, stated that she attended the Planning Board meeting and this Town Board meeting. Ms. Howe stated that at both of the meetings it was not clear what the actual proposal is and asked the Town to provide more information on the actual proposal. Ms. Howe asked for sidewalk and bicycle accessibility to be included in the proposal.

Discussion ensued regarding the previous applications on this process and how a PUD is different from a zone change. The board further discussed the Planning Board's role in the PUD / Site Plan approval process.

Tom Bassett, Manlius, spoke in favor of the proposed PUD. Mr. Bassett discusses the reasons why he believes the proposed PUD is favorable for the town and stated that the utilization of that property seems ideal.

7. 8:10 PM Town of Manlius Police Bike Patrol Presentation

Officer Tyrel and Seargent Lesperance gave a presentation on the Town of Manlius Police Department Bike Patrol.

8. 8:36 PM 2024 Tentative Budget Presentation and Adoption

Supervisor Deer presented the 2024 Tentative Budget to the Town Clerk.

Councilor Bollinger made a motion, seconded by Councilor Denton, to accept the 2024 Tentative Budget as presented by the Town Supervisor.

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

Nayes: 0

All in Favor.

Motion Carries.

9. 8:38 PM Set Date – Public Hearing Fayetteville Fire Contract 2024 – October 18, 2023

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to set a date for public hearing on October 18, 2023, at 6:35 PM in the matter of the 2024 Fayetteville Fire Contract.

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

Nayes: 0

All in Favor.

Motion Carries.

Nayes: 0 All in Favor. Motion Carries.

With there being no comments from the public, Councilor Kriesel made a motion, seconded by Councilor Italiano, to close the public hearing at 8:47 PM in the matter of proposed Local Law 2023-10 Overriding the property tax cap for 2024.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to adopt the proposed Local Law 2023-10 Overriding the Property Tax Cap in the Town of Manlius for fiscal year 2024.

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

Nayes: 0 All in Favor. Motion Carries.

Local Law 2023-10 was adopted with 60% Town Board approval.

14. 8:48 PM Request Speed Limit Reduction

Supervisor Deer stated he received a letter from Alan Naples requesting a speed reduction on Wheeler Ave, Meadow Drive and Old East Dyke Way.

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to authorize the Town Clerk to submit a TE-9 for a speed study of Wheeler Ave, Meadow Drive and Old East Dyke Way.

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

Nayes: 0 All in Favor. Motion Carries.

15. 8:51 PM Standard Workday Resolution

Councilor Italiano made a motion, seconded by Councilor Denton, to approve the 2023 Standard Workday Resolution as presented.

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

Nayes: 0 All in Favor. Motion Carries.

16. 8:52 PM M&T/Wilmington Trust Purchase of Treasury Bill

Councilor Bollinger made a motion, seconded by Councilor Italiano, to authorize the purchase of a six-month treasury bill in the amount of \$2,000,000.00 at a rate of 5.42% with M&T / Wilmington Trust.

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

Nayes: 0

All in Favor.

Motion Carries.

17. 8:53 PM Councilor Nicholson – Deer Committee Update

Councilor Nicholson gave an update on the Deer Committee.

18. 8:56 PM Approval of Minutes – September 6, 2023 & September 13, 2023

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to approve the minutes for September 6, 2023, as presented by Town Clerk Weber.

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

Nayes: 0

All in Favor.

Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Italiano, to approve the minutes for September 13, 2023, as presented by Town Clerk Weber.

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

Abstain: Councilor Nicholson.

Motion Carries.

19. 8:58 PM Don Macpherson Enterprises LLC Contract

Councilor Kriesel made a motion, seconded by Councilor Nicholson, to approve the scope of services letter dated September 26, 2023, with Don Macpherson Enterprises LLC for training services for the Town of Manlius Police Department.

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

Nayes: 0

All in Favor.

Motion Carries.

20. 8:59 PM Approval of Abstract # 18

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to approve Abstract # 18 in the amount of \$341,129.16 as submitted by Town Clerk Weber.

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| | TOWN OF MANLIUS | |
| | Fund Summary | |
| | Abstract # 18 - 2023 | |
| CODE | FUND | TOTALS |

| | | |
|-------|----------------------------|--------------|
| A | General Fund Townwide | \$61,469.16 |
| B | General Fund Part Town | \$17,356.75 |
| DB | Highway Fund Part Town | \$176.95 |
| SR1 | Trash | \$205,581.50 |
| SR2 | Brush | \$25,187.50 |
| SW2 | Manlius Con Water District | \$28,904.45 |
| SW3 | Skyridge Water District | \$221.00 |
| TA2 | Trust & Agency - Other | \$1,969.00 |
| W80 | Schepp Water District | \$224.62 |
| W90 | Watervale Water District | \$38.69 |
| Total | | \$341,129.16 |

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

Nays: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to approve Abstract # 18A in the amount of \$1,558.90 as submitted by Town Clerk Weber.

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| TOWN OF MANLIUS | | |
| Fund Summary | | |
| Abstract # 18A - 2023 | | |
| CODE | FUND | TOTALS |
| A | Elections-Contractual Services | \$1,558.90 |

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

Nays: 0 All in Favor. Motion Carries.

21. Adjournment

By motion made by Councilor Kriesel and seconded by Councilor Italiano, the Board voted unanimously to adjourn the regular session at 8:59 PM.

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

Nays: 0 All in Favor. Motion Carries.

Respectfully Submitted by:

Allison A. Weber
Town Clerk