

MINUTES
TOWN BOARD
November 18, 2020

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	

Other persons attending:

1. Introduction to Join the Virtual Town Board Meeting

Introduction of Zoom Meeting Attendees.

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. Approval of Minutes – October 28, 2020 & November 4, 2020

Councilor Green made a motion, seconded by Councilor Bollinger, to approve the minutes of October 28, 2020 as submitted by Town Clerk Weber.

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

Nays: 0

All in Favor.

Motion Carries.

Councilor Green made a motion, seconded by Councilor Bollinger, to approve the minutes of November 4, 2020 as submitted by Town Clerk Weber.

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

Nays: 0

All in Favor.

Motion Carries.

4. Approval of Abstract # 22

Councilor Bollinger made a motion, seconded by Councilor Green, to approve Abstract # 22 as submitted by Town Clerk Weber.

TOWN OF MANLIUS

Fund Summary
Abstract # 22 - 2020

CODE	FUND	TOTALS
A	General Fund Townwide	\$35,701.96
B	General Fund Town	\$198.02
DA	Highway Fund Townwide	\$31,899.10
DB	Highway Fund Town	\$44,982.39
SR1	Manlius Trash District	\$102,493.16
SR2	Manlius Res Brush District	\$11,672.50

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

Nays: 0

All in Favor.

Motion Carries.

5. Public Hearing - Local Law Noise Control Ordinance Amendment

The Town Board discussed the proposed local law and the reasoning behind the amendments.

Councilor Deer stated that the town code is being restructured in order to add measurable metrics and make the noise ordinance more enforceable.

Supervisor Theobald stated that the law has been shared with the three villages.

Councilor Deer made a motion, seconded by Councilor Green, to waive the reading of the public notice in the matter of the public hearing for proposed Local Law 2020-__ Noise Control Ordinance Amendment

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

Nays: 0

All in Favor.

Motion Carries.

Councilor Waters made a motion, seconded by Councilor Bollinger, to open the public hearing at 6:38PM for proposed Local Law 2020-__ Noise Control Ordinance Amendment.

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

Nays: 0

All in Favor.

Motion Carries.

Peter Buonfiglio, Manlius, shared research on noise pollution and the negative way that noise pollution effects the body. Mr. Buonfiglio asked the Town Board to consider the hidden risks of noise pollution and approve the amendments.

Mike Pede, Minoa, asked what determined the decibel level proposed in the ordinance?

Councilor Deer stated that the decibel level in the proposed ordinance was determined based on research of other ordinances in other municipalities. Councilor Deer stated that decibel measurements would be measured at the property line.

The Town Board discussed the decibel levels produced by everyday activities such as lawn mowing.

Robert Bates, Fayetteville stated that the proposed decibel level in the noise ordinance is to low; riding lawn mowers have a decibel level of 90, tractors have a decibel level of 92 and a normal conversation is 60

decibels. Mr. Bates stated that a disgruntled neighbor could complain about simple things like lawnmowing and wood working tools.

Gary Rein, Fayetteville, asked if the noise-intensity decibel reading taken by a resident using a reliable device be accepted as relevant evidence? Or must a Town official be present?

The Town Board discussed how official decibel readings would be recorded.

Councilor Waters requested that the noise ordinance drafts be made available to the public.

Minerva Muzquiz, Manlius, stated that she supported the new noise ordinance.

Councilor Bollinger stated that town could provide some real-world noise examples of decibel levels for activities.

Chief Crowell and Attorney Frateschi explained how the current and the proposed noise ordinance will be enforced.

Robert Bates, Fayetteville, stated that he is opposed to the proposed noise ordinance.

The Town Board discussed how the noise ordinance would impact enforcement of barking dog issues.

Town Clerk Weber stated that the Town Code contains a specific section that address barking dogs and set parameters for enforcement.

Attorney Frateschi stated that the amendments to the noise ordinance create standards that are enforceable in court.

Supervisor Theobald read aloud a statement on behalf of Jim Raquet of Manlius. Mr. Raquet stated that if the noise ordinance is too broad it will cause neighbor issues. Mr. Raquet requested that the matter be tabled.

Mr. Pede asked if this ordinance would control train noise from CSX railyard. Attorney Frateschi stated that the trains are governed nationally, and the Town does not have control over the railyard.

Councilor Bollinger made a motion, seconded by Councilor Green, to adjourn the public hearing at 7:09 PM in the matter of the proposed Local Law 2020__ Noise Control Ordinance Amendment until the December 2, 2020 Town Board meeting.

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

Nays: 0

All in Favor.

Motion Carries.

6. 2021 Town Budget – Final Adoption

Supervisor Theobald made a statement regarding the final budget overview. A copy of that statement is on file in the Town Clerk's Office.

Councilor Bollinger and Councilor Kriesel discussed the challenges faced while working on the 2021 Budget. A discussion also took place regarding the changes that were made to the adopted preliminary budget. Those changes were officially made by way of motion later in the meeting.

The final tax rates are as follows: 4.7336 Full Town and 3.6081 Part Town. The special district levy increased by \$179,068 and the final tax levy is over the property tax cap by \$106,920.

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to adopt the following changes to the 2021 Preliminary Town Budget:

Account	Title	Amount
A Fund		
A00 4.3001	AIM (Aid & Incentives for Municipalities)	77,000.00
A00 5.1010.100	Town Board - Personal Services	(1,518.00)
A00 5.1110.100	Justices - Personal Services	(1,426.00)
A00 5.1220.100	Supervisor - Personal Services	(800.00)
A00 5.8090.101	Environmental Control - Personal Services	(500.00)
	Total A Fund Changes - Revenue	77,000.00
	Total A Fund Changes - Expenditures	(4,244.00)

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 Kriesel, to approve the 2021 Final Town Budget as amended by previous motion.

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

Nays: 0

All in Favor.

Motion Carries.

7. Social Media

Councilor Deer spoke briefly about the draft social media policy. The policy is a standard policy that is meant to formalize outgoing communications and create a communications committee.

8. OCCRA Contract

Councilor Waters made a motion, seconded by Councilor Denton, to approve the Agreement for Use of OCRRA Solid Waste Management System between Onondaga County Resource (OCCRA) Recovery Agency and the Town of Manlius.

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

Nays: 0

All in Favor.

Motion Carries

9. Deer Intermunicipal Agreement Between the Village of Fayetteville & Town of Manlius 2020-2021

Councilor Green made a motion, seconded by Councilor Bollinger, to approve the Intermunicipal Agreement – Deer Management Plan between the Village of Fayetteville and the Town of Manlius

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

Nayes: 0

All in Favor.

Motion Carries

10. Highway Superintendent – No New Business

11. Planning & Development- No New Business

12. Attorney

Attorney Frateschi presented two draft Payment In Lieu Of Taxes (PILOT) agreements for the solar array on N. Eagle Village Rd. and Green Lakes Rd.

Councilor Kriesel made a motion, seconded by Councilor Denton, to approve the PILOT Agreement for the solar array located on North Eagle Village Rd. pending legal review.

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

Nayes: 0

All in Favor.

Motion Carries

Councilor Kriesel made a motion, seconded by Councilor Denton, to approve the PILOT Agreement located on Green Lakes Rd. pending legal review.

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

Nayes: 0

All in Favor.

Motion Carries

13. Town Clerk – No New Business

14. Police Chief

Chief Crowell reported the following:

- Due to the recent spike in COVID-19 cases the Department will be returning to certain restriction protocols.
- There will be a sergeant promotion ceremony at Town Hall on Friday at 2:30PM.

15. Town Manager

The town hall COVID committee will be convening on Monday.

16. Town Board

Councilor Kriesel presented an Energy Benchmarking Resolution for municipal buildings owned by the Town of Manlius. This resolution is part of the Climate Smart Community Initiative and will track energy usage in municipal buildings.

Councilor Kriesel made a motion, seconded by Councilor Waters, to approve Establishing Energy Benchmarking Requirements for Certain Municipal Buildings.

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

Nayes: 0

All in Favor.

Motion Carries

Councilor Kriesel encouraged everyone to participate in the #ShopGreaterManlius buy local campaign with the Greater Manlius Chamber of Commerce.

Councilor Waters thanked everyone who participated in the grant funded tree planting in the Village of Manlius and the Erie Village tree planting.

Councilor Waters announced two additional listening sessions as part of the Comprehensive Planning Process. Listening Session #2 “Our Economy” and Listening Session #3 “Our History” and the session recordings will be available for both if residents are unable to attend.

Councilor Bollinger stated that Onondaga County is considering changing the bridge across Limestone Creek at Whetstone Road and exploring the possibility of widening the bridge to include a bike lane. Councilor Bollinger stated that she is seeking public input on the matter.

17. Supervisor

Councilor Kriesel made a motion, seconded by Councilor Green, to accept the Supervisor’s monthly report for October 2020 as presented.

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

Nayes: 0

All in Favor.

Motion Carries.

18. Adjournment

There being no further business to come before the Board, upon motion duly made by Councilor Green and seconded by Councilor Kriesel the Board voted unanimously to adjourn regular session at 8:23 PM.

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

Nayes: 0

All in Favor.

Motion Carries.

Respectfully Submitted by:

Allison A. Weber
Town Clerk