

**MINUTES  
TOWN BOARD  
March 27, 2013**

The Town of Manlius Town Board assembled at the Town Hall, 301 Brooklea Drive, Fayetteville, New York, with Supervisor Edmond Theobald presiding and the following Board members present:

|        |                                  |
|--------|----------------------------------|
|        | John R. Loeffler, Councilor      |
|        | David M. Marnell, Sr., Councilor |
|        | Nicholas J. Marzola, Councilor   |
| Absent | Jason Cassalia, Councilor        |
|        | Vincent Giordano, Councilor      |
|        | Karen Green, Councilor           |

The following Town Officers were present:

|                                          |                                     |
|------------------------------------------|-------------------------------------|
| Timothy Frateschi, Attorney for the Town | Allison A. Edsall, Town Clerk       |
| Fran Marlowe, Manlius Police Chief       | Doug Miller, Town Engineer          |
| Ann Oot, Town Manager                    | Rob Cushing, Highway Superintendent |

Other persons attending:

Benita Rogers, Manlius. Jon Hefti, Manlius. Jerome O'Neill, E. Syracuse. Wayne O'Neill, E. Syracuse. Kenny MacMaster, Minoa. Marcus Evans, Minoa. Mark Dashnaw, Kirkville. Caleb Flynn. Andrew Wilson, Minoa. David Cooper III, E. Syracuse. Theresa Shepherd, Minoa. David Cooper Jr., E. Syracuse. Allie Wenner, Eagle Bulletin.

**1. The Pledge of Allegiance**

Supervisor Theobald, called the meeting to order at 7:00 pm. Boy Scott Troop 210 from Kirkville led the Pledge of Allegiance. Supervisor Theobald welcomed everyone and thanked all for attending.

**2. Approval of Minutes – March 13, 2013**

Councilor Marnell made a motion, seconded by Councilor Green, to approve the minutes of March 13, 2013 as submitted by Town Clerk Edsall.

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Giordano, Councilor Green, Councilor Marnell, Councilor Marzola

Nays: 0

All in Favor.

Motion Carries.

**3. Approval of Abstract # 6**

Councilor Marzola made a motion, seconded by Councilor Green, to approve Abstract # 6 as submitted by Town Clerk Edsall.

TOWN OF MANLIUS  
Fund Summary  
Abstract # 6 - 2013

| <u>CODE</u> | <u>FUND</u>                  | <u>TOTALS</u> |
|-------------|------------------------------|---------------|
| A           | General Fund Townwide        | \$67,626.39   |
| B           | General Fund Town            | \$ 1,255.34   |
| DA          | Highway Fund Townwide        | \$ 5,388.90   |
| CM4         | Court Special Revenue        | \$ 180.91     |
| SL1         | Overhead Lighting            | \$ 1,807.61   |
| SL2         | Underground Lighting         | \$ 1,773.36   |
| SL3         | Entry Lighting               | \$ 100.71     |
| SL4         | Garden Park Lighting         | \$ 531.22     |
| SL5         | Ratnaur Bridge Lighting      | \$ 3,144.61   |
| SS1         | Manlius Con Sewer District   | \$ 5,837.74   |
| SW2         | Manlius Con Sewer District   | \$22,074.76   |
| W10         | Eagle Village Water District | \$ 977.40     |
| W20         | Jas N Manlius Water District | \$ 57.92      |
| W40         | Minoa Road Water District    | \$ 29.96      |
| W50         | Buttonvale Water District    | \$ 586.44     |
| W60         | Milnerfield Water District   | \$ 1,495.06   |
| W70         | Mycenae Water District       | \$ 1,444.38   |
| W80         | Schepp Water District        | \$ 195.48     |
| W90         | Watervale Water District     | \$ 28.96      |

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Giordano, Councilor Green, Councilor Marnell, Councilor Marzola

Nays: 0

All in Favor.

Motion Carries.

**4. Workplace Violence Policy**

Chief Marlowe stated that the policy should be amended to state that the "Chief of Police or his designee" wherever the Chief of Police is mentioned in the Workplace Violence Policy.

Councilor Marnell made a motion, seconded by Councilor Giordano to approve the workplace violence policy as amended to state the Chief of Police or his designee.

Discussion: The Town Board discussed how the workplace violence policy will be appended to the employee handbook. Town Manager Oot stated that the policy will be given to every employee of the Town and an acknowledgment of such will be recorded as outlined in the policy.

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Giordano, Councilor Green, Councilor Marnell, Councilor Marzola

Nays: 0

All in Favor.

Motion Carries.

### **5. Intermunicipal Agreement – Providing Code Enforcement Services to the Village of Manlius.**

Supervisor Theobald reviewed the intermunicipal agreement for providing code enforcement services to the Village of Manlius and the process that the Village and the Town has undertaken to negotiate this agreement.

Town Engineer Miller gave an overview of what Town resources are being allocated towards providing codes enforcement for the Village of Manlius. Town Engineer Miller stated that this does adhere to the guidelines provided by New York State as to what resources should be allocated to Codes Enforcement for a Village. Town Engineer Miller discussed the expenses and the fee system used.

Discussion ensued regarding the cost of providing this service and the current feedback regarding the agreement as presented.

After discussion, the Town Board agreed that the numbers presented to the Town Board in the intermunicipal agreement with the Village of Manlius to provide Code Enforcement Services are acceptable, and the town will enter into a contract with the Village of Manlius if they accept these terms.

### **6. Correspondence/New Business**

#### **A) Highway Superintendent**

Highway Superintendent Cushing stated that he has received a call from Assemblyman Stirpe and the Towns will receive a 30% increase in CHIPS funding. Supervisor Theobald added that he had been contacted by Senator Defrancisco with the same news.

#### **B) Planning & Development –**

Town Engineer Miller stated that he attended the Stormwater Workshop and stated that the new updated model takes more pollutants of concern into account.

#### **C) Attorney**

Attorney Frateschi stated that Verizon Wireless would like to renegotiate the lease for the cell tower located at the Town Highway Garage. Attorney Frateschi stated that the site plan has changed from the last negotiation and new terms must be negotiated. Attorney Frateschi stated that these terms will be completed soon and a public hearing must be held at a future date in the next 60 days.

Verizon Wireless Cell Tower Lease located - at 5970 Clemmons Rd. (Property Town Highway Garage), tax map #069.-01-12.0

Councilor Marnell made a motion, seconded by Councilor Marzola to authorize the Town Clerk to set date for Public Hearing in the matter of Verizon Wireless Tower Lease located at 5970 Clemmons Rd during the next 60 days.

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Giordano, Councilor Green, Councilor Marnell, Councilor Marzola

D) Town Clerk – No New Business

E) Town Board

Councilor Green stated that she would be participating in the Town of Manlius “Citizens Police Academy.”

Councilor Marnell stated that he recently attended the Planning Federation and it was an excellent program.

F) Supervisor

Supervisor Theobald gave an update on the request to lower the speed limit on Kimry Moor. The State found that a 30mph speed limit is appropriate and cannot be reduced further.

Police Chief Marlowe stated they have 2 cars available for auction at Auctions International.

Chief Marlowe stated that a police cruiser rolled into a fencepost at Cunningham Auto Supply and in lieu of submitting an insurance claim for this item the Town Highway Garage could replace the fence post at minimal cost to the Town.

Councilor Loeffler made a motion, seconded by Councilor Marzola to authorize the Town Highway Department to repair the posts at the Cunningham Auto Supply in lieu of submitting the damage to the Town Insurance Policy.

Ayes: Supervisor Theobald, Councilor Loeffler, Councilor Giordano, Councilor Green, Councilor Marnell, Councilor Marzola

## **7. EXECUTIVE SESSION**

There being no further business to come before the Board, upon motion duly made by Councilor Giordano and seconded by Councilor Loeffler, the Board unanimously voted to adjourn regular session at 7:31 pm to enter into executive session to discuss Collective Bargaining Agreements

Respectfully Submitted by:

Allison Edsall  
Town Clerk

## **EXECUTIVE SESSION MEETING MINUTES**

### **Executive Session**

March 27, 2013

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

### **The Town Board re-entered Regular Session at 8:50 p.m.**

There being no further business to come before the Board, upon motion duly made by Councilor Marzola and seconded by Councilor Loeffler, the Board unanimously voted to adjourn the Regular Session at 8:51 p.m.

Submitted by:

Timothy Frateschi  
Attorney for the Town