

MINUTES
TOWN BOARD
May 14, 2014

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:

Absent	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:

Donald Martin, Attorney for the Town	Allison A. Edsall, Town Clerk
Fran Marlowe, Police Chief	Doug Miller, Engineer for the Town
Ann Oot, Town Manager	Rob Cushing, Highway Superintendent

Other persons attending:

Ellen & Mike McGrew, Manlius. Sara Mantor, Minoa. Alexis Dufore, East Syracuse. Ivy Bitetti, Manlius. Dylan Crego, Manlius.

1. The Pledge of Allegiance

Supervisor Theobald, called the meeting to order at 7:00 pm. Councilor Marzola led the Pledge of Allegiance. Supervisor Theobald welcomed everyone and thanked all for attending.

2. Approval of Minutes – April 23, 2014

Councilor Marnell made a motion, seconded by Councilor Marzola, to approve the minutes of April 23, 2014 as submitted by Town Clerk Edsall.

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

Nayes: 0

All in Favor.

Motion Carries.

Moment of Silence

Supervisor Theobald held a moment of silence for Henry Hinman and Kathy Clay. Both were invaluable, long time employees of the Town of Manlius.

3. Approval of Abstract # 9

Councilor Marzola made a motion, seconded by Councilor Giordano, to approve Abstract # 9 as submitted by Town Clerk Edsall.

	TOWN OF MANLIUS	
	Fund Summary	
	Abstract # 9 - 2014	
<u>CODE</u>	<u>FUND</u>	<u>TOTALS</u>
A	General Fund Townwide	\$172,957.77
B	General Fund Town	\$ 738.64
CM1	Police Trust	\$ 280.00
DA	Highway Fund Townwide	\$ 15,734.97
DB	Highway Fund Town	\$ 68,410.48
SL1	Overhead Lighting	\$ 1,982.67
SL2	Underground Lighting	\$ 2,028.90
SL3	Entry Lighting	\$ 101.69
SL4	Garden Park Lighting	\$ 591.47
SL5	Ratnaur Bridge Lighting	\$ 3,164.65
SR1	Manlius Trash District	\$ 11,872.09
SR2	Manlius Res Brush District	\$ 82,020.05
SS1	Manlius Con Sewer District	\$ 1,914.74
TA2	Trust & Agency - Other	350.00

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

Nayes: 0

All in Favor.

Motion Carries.

4. Public Hearing – Local Law 2014-1 – Reimbursement of Professional Fees in Relation to Certain Zoning, Planning & Development, and Enforcement/ Violation Matters.

Don Martin, Attorney for the Town, briefly outlined the proposed local law entitled Development Fee Deposits. Attorney Martin stated that this law would allow the Town of Manlius to seek reimbursement from applicants for any required professional fees related to development within the Town.

Councilor Marzola asked about the process by which an applicant would pay the professional fees. Town Clerk Edsall reviewed the payment agreement form that applicants would be required to sign. Discussion ensued regarding the fee schedule.

Councilor Green made a motion, seconded by Councilor Marnell, to waive the reading of the public notice in the matter of – Local Law 2014-1- Reimbursement of Professional Fees in Relation to Certain Zoning, Planning & Development, and Enforcement/Violation matters.

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

Nayes: 0

All in Favor.

Motion Carries.

Councilor Marnell made a motion seconded by Councilor Giordano, to open the public hearing at 7:16 PM in the matter of – Local Law 2014-1- Reimbursement of Professional Fees in Relation to Certain Zoning, Planning & Development, and Enforcement/Violation matters.

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

Nayes: 0 All in Favor. Motion Carries.

Ellen McGrew stated that the Town may be entitled to reimbursement of legal fees for the costs incurred for the Town to defend certain covenants. Mrs. McGrew asked the Town Board to look into the matter as this would lessen the costs to Town taxpayers.

Attorney Martin stated that he would look into the matter of obtaining reimbursement for the legal costs incurred to defend covenants within the Town.

Councilor Marnell made a motion seconded by Councilor Giordano, to close the public hearing at 7:22 PM in the matter of – Local Law 2014-1- Reimbursement of Professional Fees in Relation to Certain Zoning, Planning & Development, and Enforcement/Violation matters.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Marnell made a motion seconded by Councilor Giordano, to table the vote on Local Law 2014-1- Reimbursement of Professional Fees in Relation to Certain Zoning, Planning & Development, and Enforcement/Violation matters for further review.

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

Nayes: 0 All in Favor. Motion Carries.

5. Minoa Fireworks Permit

Town Clerk Edsall reviewed a fireworks permit application submitted by the Minoa Fire Department.

Councilor Marnell made a motion, seconded by Councilor Marzola, to authorize the Town Clerk to issue a fireworks permit to the Minoa Fire Department for May 30, 2014.

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

Nayes: 0 All in Favor. Motion Carries.

6. Special Permit Renewal – Kimberly's Ice Cream

Town Clerk Edsall stated that this renewal application has been reviewed by the Office of Planning and Development and there are no complaints or comments regarding the special permit issued to Kimberly's Ice Cream, 8240 Manlius-Cazenovia Rd., tax map # 113.2-04-03.3

Councilor Marnell made a motion, seconded by Councilor Green, to approve the renewal of the special permit for Kimberly's Ice Cream, 8240 Manlius-Cazenovia Rd., tax map # 113.2-04-03.3 for a period of seven years expiration date 5/14/2021.

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

Nays: 0

All in Favor.

Motion Carries.

7. Correspondence / New Business

A) Highway Superintendent

Robert Cushing, Highway Superintendent, stated that the Onondaga County Water Authority (OCWA) has requested a work permit under section 149 of Highway Law to install a water main at Mallards Landing, Phase 2, Section 18A-1.

Councilor Marnell made a motion, seconded by Councilor Marzola, to authorize the Supervisor and Highway Superintendent to sign a work permit under section 149 of Highway Law to install a water main at Mallards Landing, Phase 2, Section 18A-1.

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

Nays: 0

All in Favor.

Motion Carries.

Highway Superintendent Cushing reviewed the 3 quotes that he received for the laundry services at the Town Highway Garage. Highway Superintendent Cushing stated that Cintas provided the lowest quote with a total cost of \$11,195 for a 3 year period.

Conversation ensued regarding the possibility of combining laundry service contracts with the various departments in the Town of Manlius. Conversation continued regarding the different types of laundry services that each department in the Town uses. The Town Board tabled the matter for further consideration.

Highway Superintendent Cushing stated that he has received a quote for servicing the sprinkler system at the Town Highway garage. Highway Superintendent Cushing stated that Davis-Ulmer is the only company that is able to provide these services as the sprinkler system is an older system that requires special services.

Councilor Green made a motion, seconded by Councilor Marnell, to authorize the Highway Superintendent to sign a contract for sprinkler system servicing with Davis-Ulmer in the amount of \$400 for a period of 3 years.

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

Attorney Martin stated the RM zoning law amendment requires further clarification and recommending cancelling or postponing the public hearing until further review was completed.

Councilor Marnell made a motion, seconded by Councilor Marzola, to cancel the Public Hearing scheduled on May 28, 2014 at 7:05 PM in the matter of - RM Zoning - Local Law 2014-2 Amendment to and Special Permit Procedure.

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

Discussion: The Town Board requested the Town Clerk notify the owners of Lune Chocolat that this public hearing had been canceled.

Nayes: 0 All in Favor. Motion Carries.

E) Police Chief

Chief Marlowe stated that the new recruits are doing well at the Police Academy

F) Town Board

Councilor Green congratulated Town Clerk Edsall on her designation as a Registered Municipal Clerk through the New York State Town Clerks Association.

Councilor Giordano reviewed the updated contract for rug services for Town Hall from All Seasons Textile Services.

Councilor Green made a motion, seconded by Councilor Marzola, to authorize the Supervisor to sign the renewal agreement with All Seasons Textile Services at a rate of \$134.50 bi-week.

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

Nayes: 0 All in Favor. Motion Carries

G) Supervisor

Supervisor Theobald stated that Town Historian Barbara Rivette was honored with a recognition certificate from the State Historical Society for over 30 years of dedicated service as the Town of Manlius, Village of Manlius and Village of Fayetteville Historian. The Town Board congratulated Mrs. Rivette.

8. Adjournment

There being no further business to come before the Board, upon motion duly made by Councilor Giordano and seconded by Councilor Marnell, the Board unanimously voted to adjourn regular session at 7:46pm.

Respectfully Submitted by:

Allison Edsall
Town Clerk