

Agenda
Town Board Meeting
November 1, 2023
6:30 PM

1. Virtual Meeting Instructions

Documents:

[11-1-23 TOWN BOARD MEETING INSTRUCTIONS.PDF](#)

2. Open Podium

3. Pledge Of Allegiance

4. Twin Ponds - Planned Unit Development (PUD) Request - 5440 Burdick Street

View Twin Ponds PUD Documents [HERE](#).

Documents:

[SEQRA RESOLUTION - TWIN PONDS PUD.PDF](#)

5. Garden Park - Planned Unit Development (PUD) Request - Zone Change - Highbridge St.
(Tax Map # 093.-01-05.1)

View Garden Park PUD Documents [HERE](#).

6. Continued Public Hearing - Local Law Amending Definitions Sections And RT Zoning For Cannabis

Documents:

[Z-23-276.PDF](#)

7. Public Hearing - 2024 Preliminary Budget

Documents:

[2024 PRELIMINARY BUDGET.PDF](#)

8. Police Department - Hiring Incentive - Peace Officer Sign Bonus

Documents:

[PEACE OFFICER SIGN ON BONUS.PDF](#)

9. Community Solar Program - Solar Simplified

The Orangetown Mailer Cover Letter is an example document provided by Solar Simplified

Documents:

[COMMUNITY SOLAR MUNICIPALITY SERVICES AGREEMENT.PDF](#)
[NGRID ENROLLMENT FORM.PDF](#)
[ORANGETOWN MAILER_COVER LETTER.PDF](#)

10. Edwards Landscapes Fall Contract - Amendment

The contract was approved at the October 18, 2023 meeting. The project requires an amendment to the previous contract.

Documents:

[EDWARDS LANDSCAPES FALL CLEAN-UP 2023 ADDITIONAL SCOPE.PDF](#)

11. Department Of Assessment - Tax Certioraris

Documents:

[ASSESSMENT MEMO - NOV 1.PDF](#)

12. Return Of Highway Securities - Megnin Farms

Return of the remaining 5% Highway Securities for 680 Ft of Quarterhorse Run, 975 Ft of Quarterhorse Run and 864 Ft of Strawmount Trail. The roads were dedicated at the September 25, 2019 meeting. The Highway Superintendent has completed an inspection of the roads.

13. Highway Auctions Results - Sold Surplus Equipment

Equipment	Sold Price
2018 Ford F250 Super Duty Extended Cab Pickup Truck	\$34,000
2004 International 7600 Cab and Chassis with Plow	\$13,100
2022 Ford F350 Pickup Truck Box	\$430
Miscellaneous International Truck Parts	\$57.50

14. Approval Of Abstract # 21

Documents:

[ABSTRACT 21.PDF](#)

15. Approval Of Minutes - October 4, 2023 & October 18, 2023

Documents:

[10-4-23 DRAFT.PDF](#)
[10-18-23 DRAFT AMENDED .PDF](#)

16. Adjournment

This meeting is being recorded and live streamed. The recording will be broadcast live and will be posted to the town website at www.townofmanlius.org



November 1, 2023

6:30 PM

Town Board Meeting Instructions

The easiest way to participate in the meeting is to use the link provided below. The meeting will be conducted on the ZOOM platform as a webinar. Please make sure that when you complete your attendee registration you enter your full name.

Click on the link or enter the meeting URL web address as listed below.

<https://us02web.zoom.us/j/85249147817?pwd=SEFJTUIOUkYwTDg2OUlNdHFtbzI1dz09>

Password to join when prompted:

Password: **889420**

Enter your email address and name and join the meeting.

Join by telephone by dialing the number below:

(929) 436-2866

When prompted to enter the Webinar ID, use the number below followed by #

Webinar ID: 852 4914 7817

Press # again to skip the personal id and enter the password below followed by #

Password: **889420**

If this is your first time joining a ZOOM meeting, you may practice using ZOOM meeting platform at <https://zoom.us/test>.

**RESOLUTION
OF THE TOWN BOARD
OF THE TOWN OF MANLIUS**

**Adopting A Negative Declaration Concerning the Twin Ponds District Plan and
Proposed Amendments to the Zoning Map of the Town of Manlius**

WHEREAS, Pursuant to Municipal Home Rule Law Section 20(4), Board Member _____ has introduced for consideration Introductory Local Law No. __ of 2023 entitled “A Local Law Adopting the Twin Ponds District Plan and Amending the Zoning Map of the Town of Manlius” (the “Proposed Local Law”); and

WHEREAS, an application has been made to the Town Board by Twin Ponds Housing LLC (the “Applicant”) for a review of a District Plan (attached to this Resolution as Exhibit A – the “District Plan”) pursuant to Town of Manlius Code Section 155-20.2 (the Planned Unit Development District “PUD”) to develop multiple-family dwelling units (approximately 375 dwelling units) for apartments, mixed-use commercial/retail and recreational use on a 52 acre vacant property located at 5440 Burdick Street, Fayetteville, NY (tax map parcel 086-02-06.1) (the “Application”); and

WHEREAS, the Applicant has also submitted to the Town Board a PUD District Map Plan that identifies the area of the District Plan, which is attached to this Resolution as Exhibit B; and

WHEREAS, this district is intended to be used primarily for multiple-family dwelling units in order to provide unique housing and outdoor recreation choices that may not be available in the other residential zoning districts within the Town; and

WHEREAS, the Town Board desires to comply with the requirements of the State Environmental Quality Review Act (“SEQRA”) and its implementing regulations set forth at 6 NYCRR Part 617 (the “Regulations”), and Section 239 of the General Municipal Law, with respect to these proposed amendments to the Zoning Law.

WHEREAS, on September 13, 2023, the Town Board adopted a resolution preliminarily classifying the Proposed Local Law as a Type I Action under SEQRA and completed part two of the Full Environmental Assessment Form; and

WHEREAS, there are no other involved agencies; and

WHEREAS, the Town Board has met its obligation to refer the Proposed Local Law to Onondaga County Planning for its review pursuant to General Municipal Law Section 239; and

WHEREAS, the Town Board has met its obligation to refer the Proposed Local Law to the Town of Manning Planning Board for its review and report pursuant the Zoning Law; and

WHEREAS, the Town Board held a public hearing on September 27, 2023 to hear all persons interested in the Proposed Local Law.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby confirms and adopts the following conclusions:

1. The Town Board hereby confirms the classification of the Proposed Local Law as a Type I Action under SEQRA (the “Action”);
2. The following impacts are expected to result from the Action, when compared against the criteria in Section 617.7 (c) of the Regulations:
 - a. There will not be a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic, noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems.

The construction of a large number of apartments has the potential to result in moderate to large traffic, flooding and drainage impacts. However, the actual details of the project will not be designed until after a District Plan is adopted. Information about future project phases is too speculative at this stage to evaluate. The Applicant will be required to prepare a site plan and seek approval from the Town Planning Board before any development may occur at the site. The process that the Town Planning Board will follow will be independent from the approval of the District Plan, will allow additional environmental review to occur and will be equally protective of the environment.

- b. There will not be a substantial chance in large quantities of vegetation or fauna removed or destroyed as the result of the Action; there will not be substantial interference with the movement of any resident or migratory fish or wildlife species as the result of the Action; there will not be a significant impact upon habitat areas; there are no substantial adverse impacts on any known threatened or endangered species of animal or plant, or the habitat of such species; nor are there any other significant adverse impacts to natural resources.

The construction of a large number of apartments has the potential to result in moderate to large impacts due to the removal of trees from the site. However, the actual details of the project will not be designed until after a District Plan is adopted. Information about future project phases is too speculative at this stage to evaluate. The Applicant will be required to prepare a site plan and seek approval from the Town Planning Board before any development may occur at the site. The process that the Town Planning Board will follow will be independent from the approval of the District Plan, will allow additional environmental review to occur and will be equally protective of the environment.

- c. There are no known Critical Environmental Area(s) on the site which will be impaired as the result of the proposed Action.
 - d. The Action will not result in the creation of a material conflict with the Town’s current plans or goals as officially approved or adopted. To the contrary, the

Proposed Local Law will further these goals and is in conformance with Local Law authorizing PDD legislation consistent with this.

- e. The Action will not result in a large impact which will impair of the character or quality of important historical, archeological, architectural, or aesthetic resources or of existing community or neighborhood character.
 - f. The Action will not result in a large adverse impact with respect to an increase in the use of either the quantity or type of energy resulting from the Action.
 - g. There will not be any hazard created to human health.
 - h. There will not be an irreversible change in the use of active agricultural lands that receive an agricultural use tax exemption or that will ultimately result in the loss of ten acres of such productive farmland.
 - i. The Action will not encourage or attract large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the Action.
 - j. There will not be created a material demand for other Actions that would result in one of the above consequences.
 - k. There will not be changes in two or more of the elements of the environment that when considered together result in a substantial adverse impact.
 - l. There are not two or more related Actions which would have a significant impact on the environment.
- 3. Based upon the information and analysis above, the Action **WILL NOT** result in any significant adverse environmental impacts;
 - 4. The information available concerning the Action was sufficient for the Town Board to make its determination;
 - 5. The Town hereby approves and adopts the attached Full Environmental Assessment Form for the Action (Parts 1, 2, and 3);
 - 6. A Determination of Non-Significance on the proposed Action is hereby issued;
 - 7. The preparation of an environmental impact statement for the Action shall not be required;
 - 8. This Action may be considered segmented review from the Action of Site Plan approval. However, this Board finds that segmented review in this case will be no less protective of the environment, and therefore permissible, because the remaining portion of the project will be subject to a full SEQRA review before any approval or permit is issued. At the time of the Site Plan Review by the Planning

Board, and all open environmental issues and concerns will be fully discussed. The following circumstances, when considered together, justify segmentation: (i) information on future project phase(s) is too speculative; (ii) future phase(s) may not occur; and (iii) future phase(s) are functionally independent of current phase(s).

9. The Town Supervisor is hereby directed to sign the Full Environmental Assessment Form Part 3 and issue the Negative Declaration as evidence of the Town Board's determination;
10. This Determination of Non-Significance has been prepared in accordance with SEQRA and the Town Clerk is hereby directed to file, publish and distribute a notice of this Negative Declaration pursuant to 6 NYCRR § 617.12(a)(1);

BE IT FURTHER RESOLVED that the Town Board hereby adopts the Proposed Local Law, and that henceforth it shall be designated Local Law No. ____ of 2023; and

BE IT FURTHER RESOLVED that the Town Clerk is hereby directed to file the Proposed Local Law with the Secretary of State pursuant to Municipal Home Rule Law Section 27 and to make any publications required by law; and

BE IT FURTHER RESOLVED that the Proposed Local Law shall take effect immediately upon filing with the Secretary of State.

The adoption of the foregoing Resolution was moved by _____, seconded by _____, and duly put to vote, which resulted as follows:

John Deer	Voting	Aye/Nay
Sara Bollinger	Voting	Aye/Nay
Elaine Denton	Voting	Aye/Nay
Alissa Italiano	Voting	Aye/Nay
Katelyn Kriesel	Voting	Aye/Nay
William Nicholson	Voting	Aye/Nay
Heather Waters	Voting	Aye/Nay

The resolution was thereupon declared duly adopted.

Dated: October 19, 2023



J. Ryan McMahon, II
County Executive

Onondaga County Planning Board

RESOLUTION OF THE ONONDAGA COUNTY PLANNING BOARD

Meeting Date: November 01, 2023
OCPB Case # Z-23-276

- WHEREAS, the Onondaga County Planning Board, pursuant to General Municipal Law, Section 239 l, m and n, has considered and reviewed the referral for a LOCAL LAW from the Town of Manlius Town Board at the request of Town of Manlius for the property located ; and
- WHEREAS, General Municipal Law Section 239-m allows the County Planning Board to review the adoption or amendment of a zoning ordinance or local law; and
- WHEREAS, the applicant is proposing a local law to amend Chapter 155 of the Town Code to allow for short term agricultural retail (including cannabis sales) in the Residential Transitional (RT) zoning district and requiring an operating permit for same; and
- WHEREAS, the proposed law alters the definition of Retail Sales to include “cannabis dispensaries (not including onsite consumption) and similar agricultural and consumer goods”; and
- WHEREAS, per the Town Code, the Residential Transitional (RT) zoning designation is “designed to encourage continuance of the existing residential character of structure and dwellings in a nearby established neighborhood”; per the proposed resolution, “the Residential Transitional District (“RT”) is the most appropriate zoning district to consider these types of short-term retail in existing buildings”; and
- WHEREAS, per Town Code, the Residential Transitional zoning designation allows, with combined site plan and accessory use permits, uses including offices of religious and educational institutions, offices of physicians, surgeons, dentists, lawyers, architects, engineers, and real estate agents, funeral homes, art studio, photographers, and bed-and-breakfast accommodations; and
- WHEREAS, the proposed change to the Town Code adds the following use to the Residential Transitional District to be allowed with approval of a combined site plan and accessory use permit: “Sale of Farm Products, including cannabis which the Code Enforcement Officer is authorized to approve with a Operating Permit” with the caveats of no permanent alterations to the exterior of existing building(s) and such retail sales will be for less than 30 consecutive days;
- WHEREAS, per the Town zoning map, the Residential Transitional District is applied to only four parcels on the north side of West Seneca Street (County Route 173) near its intersection with Troop K Road; and

NOW THEREFORE BE IT RESOLVED, that the Onondaga County Planning Board has determined that said referral will have no significant adverse inter-community or county-wide implications. The Board has offered the following COMMENT(S) in regards to the above referral:

The Board encourages the municipality to include a definition of "Farm Products"

in the proposed law.

A handwritten signature in black ink, appearing to read 'M. E. Voss', with a long horizontal stroke extending to the right.

Martin E. Voss, Chairman
Onondaga County Planning Board

GML 239 Report of Final Action

NYS GML § 239-m.6. and n.6. require the referring body to file a report of the final action it has taken on a referred matter with the county planning agency within 30 days after the final action (separate from the minutes taken at the meeting). A referring body which acts contrary to a County Planning Board recommendation of MODIFICATION or DISAPPROVAL of a referred matter shall also set forth the reasons for the contrary action in such report.

This section to be completed by the Syracuse-Onondaga County Planning Agency

To: Onondaga County Planning Board **From:** Town of Manlius Town Board

Fax: 435-2439 **Phone:** 435-2611

Re: Applicant: Town of Manlius
Address:
Referral Type: LOCAL LAW
OCPB Date: November 01, 2023
OCPB Action: No Position With Comment
OCPB Case #: Z-23-276

The local board took the following action regarding the above referenced referral (Check one box. If checking Other, please specify the final action taken. Use the space at the bottom of the report to identify reasons if acting contrary to the OCPB recommendation.):

- ☐ Approved the proposed action with regard to the OCPB's No Position or No Position with Comment.
- ☐ Approved the proposed action as modified by the OCPB.
- ☐ Approved the proposed action contrary to some of the modifications recommended by the OCPB.*
- ☐ Approved the proposed action contrary to all of the modifications recommended by the OCPB.*
- ☐ Approved the proposed action contrary to the disapproval recommended by the OCPB.*

- ☐ Disapproved the proposed action with regard to the OCPB's no position or no position with comment.
- ☐ Disapproved the proposed action with regard to the recommended modification(s) by the OCPB.
- ☐ Disapproved the proposed action as recommended and for reasons set forth by the OCPB.
- ☐ Disapproved the proposed action as recommended but for reasons other than those set forth by the OCPB. (Please list reasons below for local disapproval.)

- ☐ Other _____

Local Board Date: _____

*List reasons for acting contrary to the OCPB recommendation and include a copy of the local board resolution. Attach additional reasons on a separate sheet of paper as necessary.

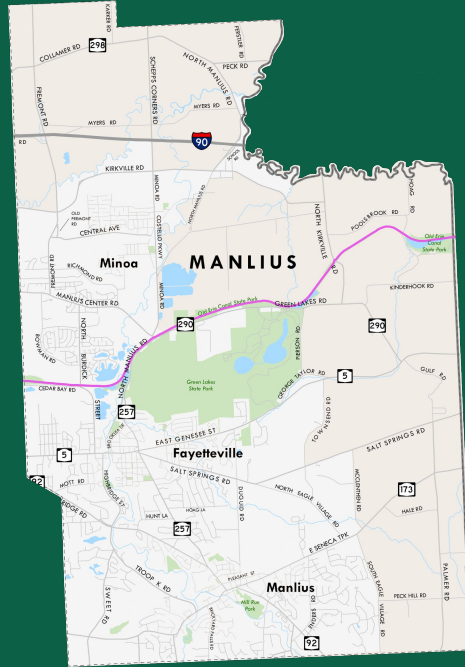


2024 Preliminary Budget



Town Wide

(includes villages)



Fund A

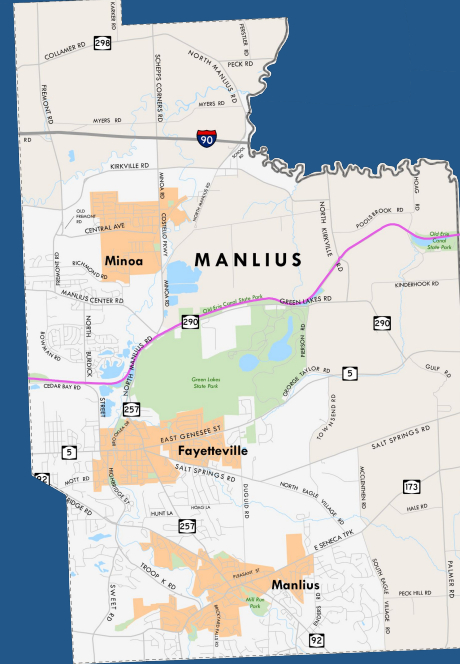
- Assessment
- Buildings
- Clerk
- Court
- Police
- Receiver
- Recreation
- Supervisor
- Town Board

Fund DA - Highway

- Snow Removal
- Vehicles
- Machinery
- Spring Cleanup

Part Town

(villages excluded)



Fund B

- Codes Enforcement
- Planning & Development
- Planning Board
- Zoning Board

Fund DB - Highway

- Road Repairs
- Paving
- Mowing
- Maintenance

Special Districts

- Taxable only to members of the Districts who benefit from the services of the District
- Residents who do not benefit are not taxed



Types of Special Districts

H. Multi-Year Capital Projects

SD. Drainage Districts

SF. Fire Districts

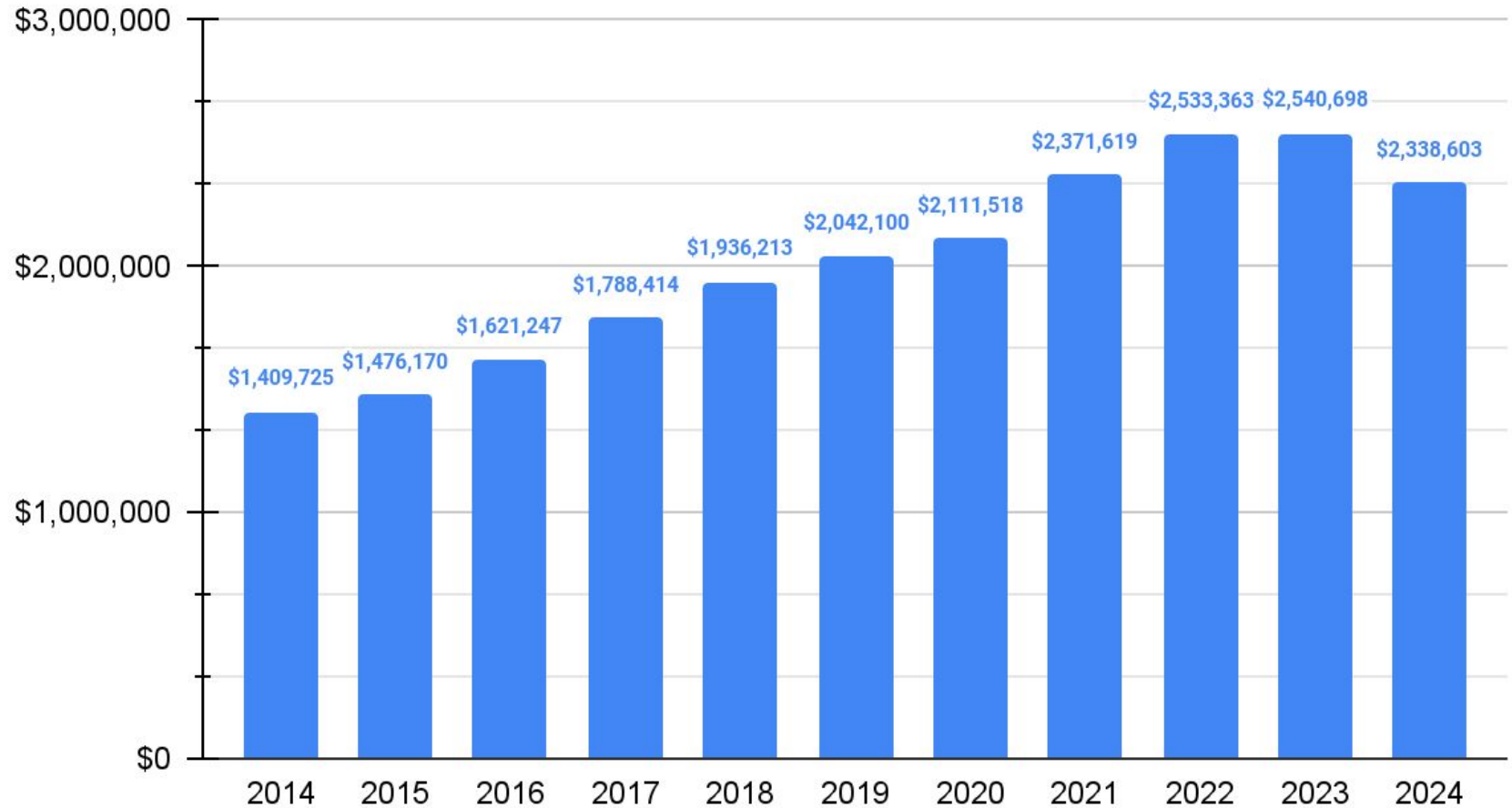
SL. Lighting Districts

SR. Trash & Brush Districts

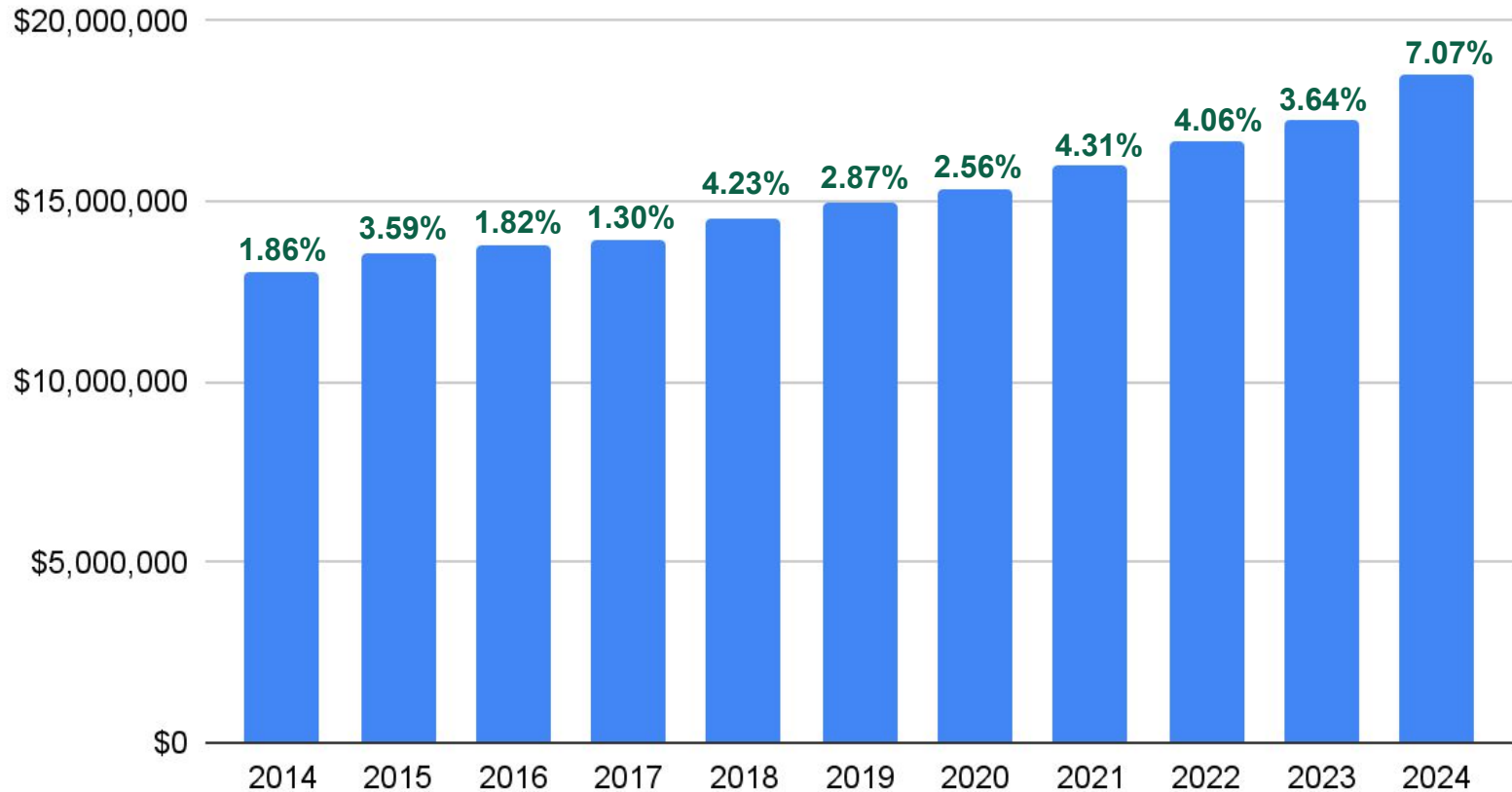
SD. Sewer Districts

SW. & W. Water Districts

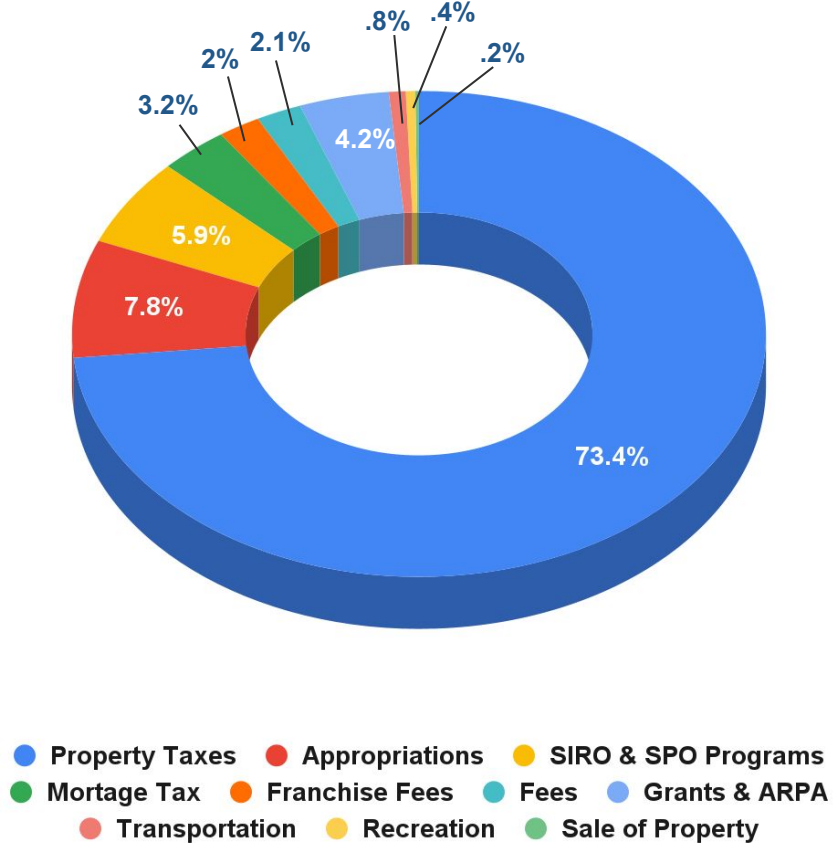
Health Insurance Cost for Town Employees 2014 - 2024



Town Budget (Fund A, B, DA & DB) 2014 - 2024



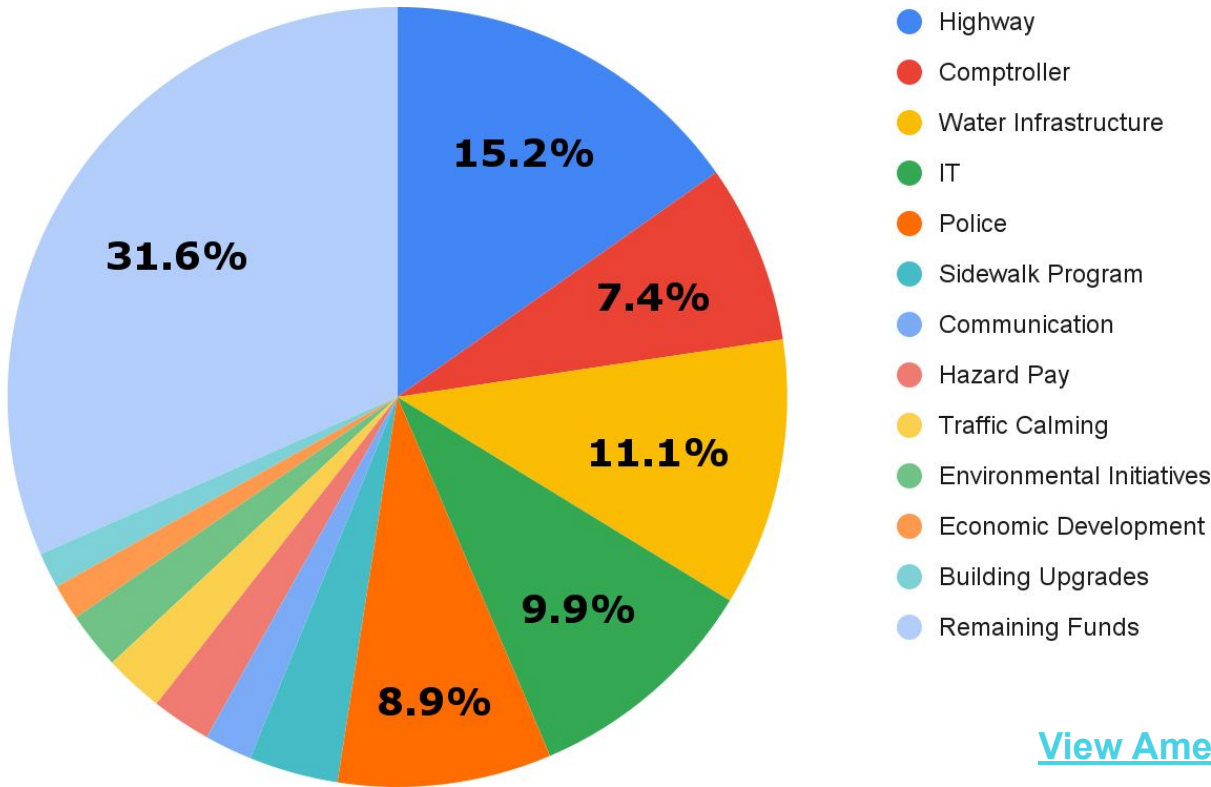
2024 Revenue Sources



2024 Preliminary Budget

Property Taxes	\$13,725,698
Appropriations	\$1,465,000
SIRO & SPO Program	\$1,094,251
Mortgage Tax	\$600,000
Franchise Fees	\$370,421
Fees (Permits, Dog Licenses, Court Fees)	\$396,459
Grants & ARPA (Safety Grants, CHIPS)	\$780,847
Transportation	\$146,633
Recreation	\$82,634
Sale of Property	\$31,500
Total Revenue (Funds A, B, DA, DB)	\$18,693,443

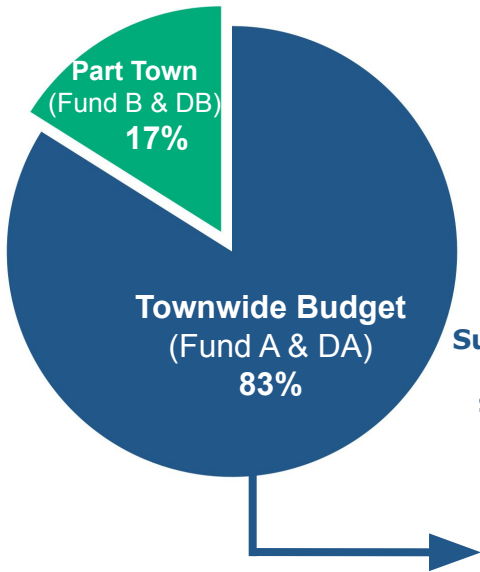
American Rescue Plan Act (ARPA)



ARPA	\$2,026,660.57
Highway	\$308,837
Comptroller	\$150,000
Water Infrastructure	\$225,000
IT	\$199,665
Police	\$179,655
Sidewalk Program	\$75,000
Communication	\$40,000
Hazard Pay	\$50,000
Traffic Calming	\$50,000
Environmental Initiatives	\$48,000
Economic Development	\$30,000
Building Upgrades	\$30,000
Remaining Funds	\$640,504
Total Allocated	\$1,386,157

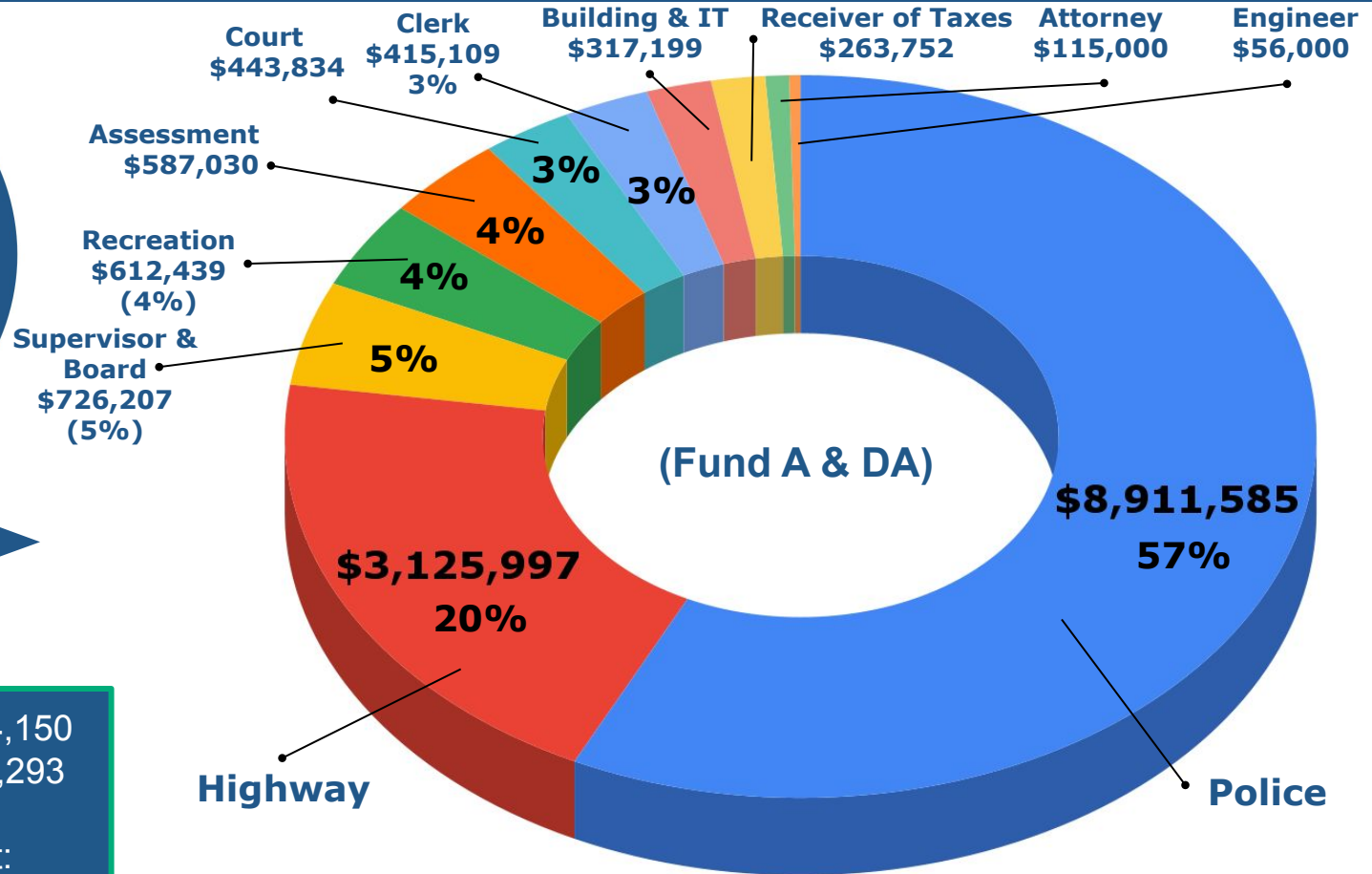
[View American Rescue Plan Act Details](#)

2024 Townwide Preliminary Budget

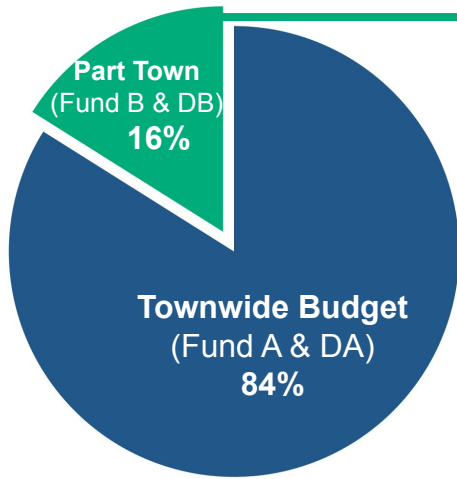


Fund A & DA: \$15,574,150
Fund B & DB: \$3,129,293

Total Town Budget:
\$18,693,443

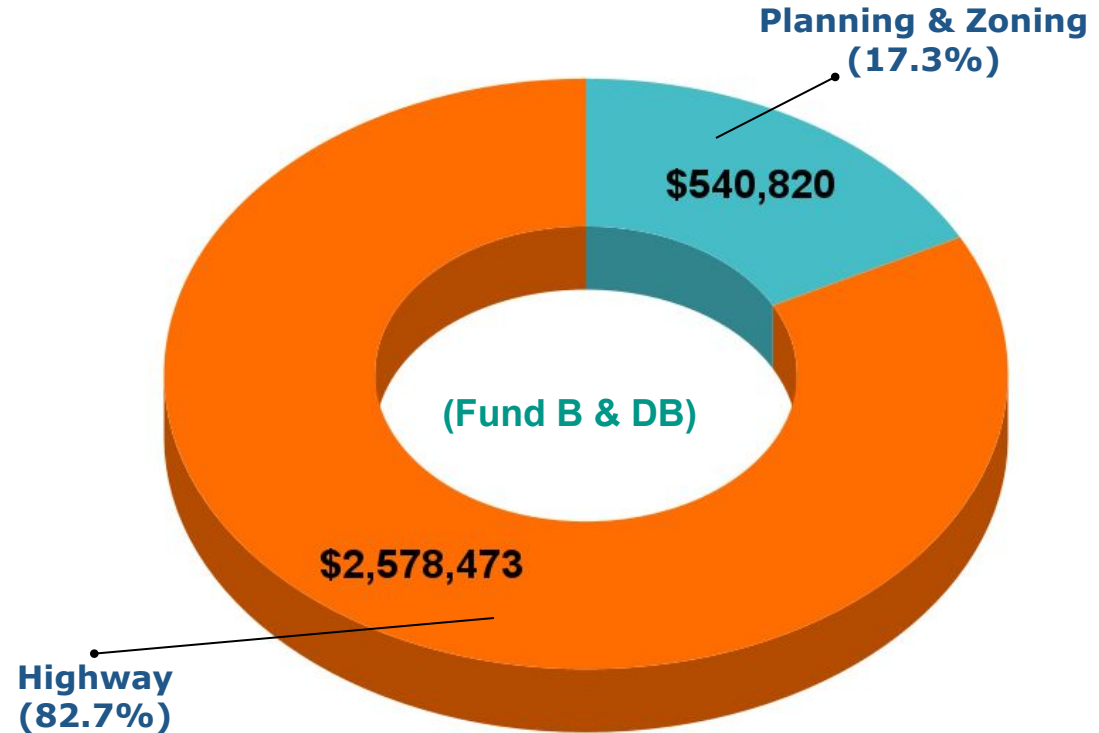


2024 Part Town Preliminary Budget



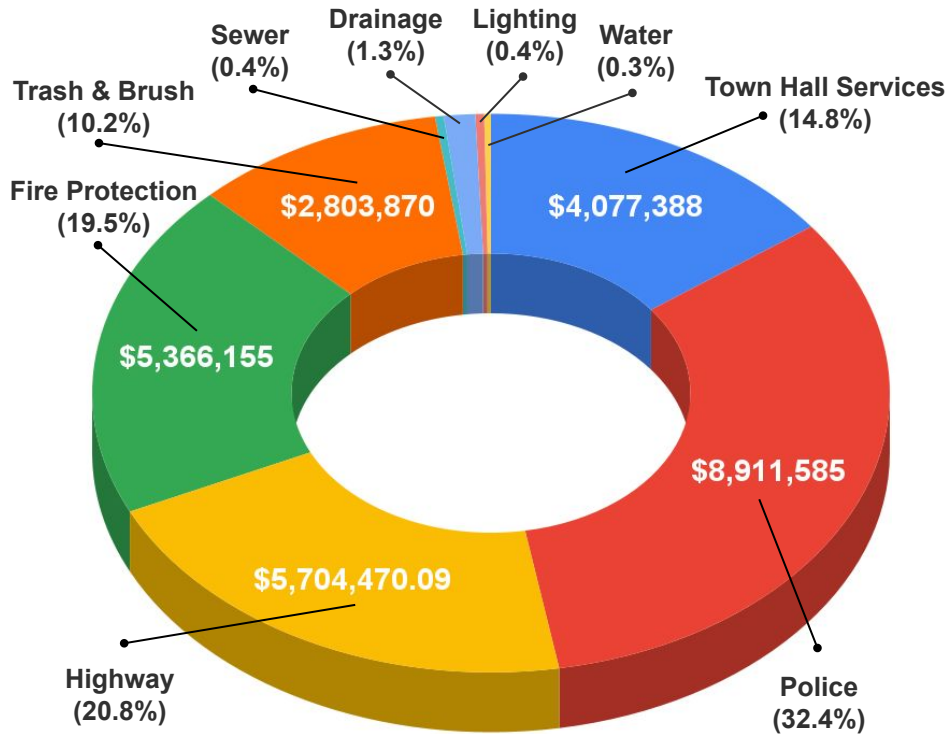
Fund A & DA: \$15,574,150
Fund B & DB: \$3,129,293

Total Town Budget:
\$18,693,443



2024 Town Preliminary Budget

(including special districts)



What do your town taxes pay for?



Police Department
\$8,911,585



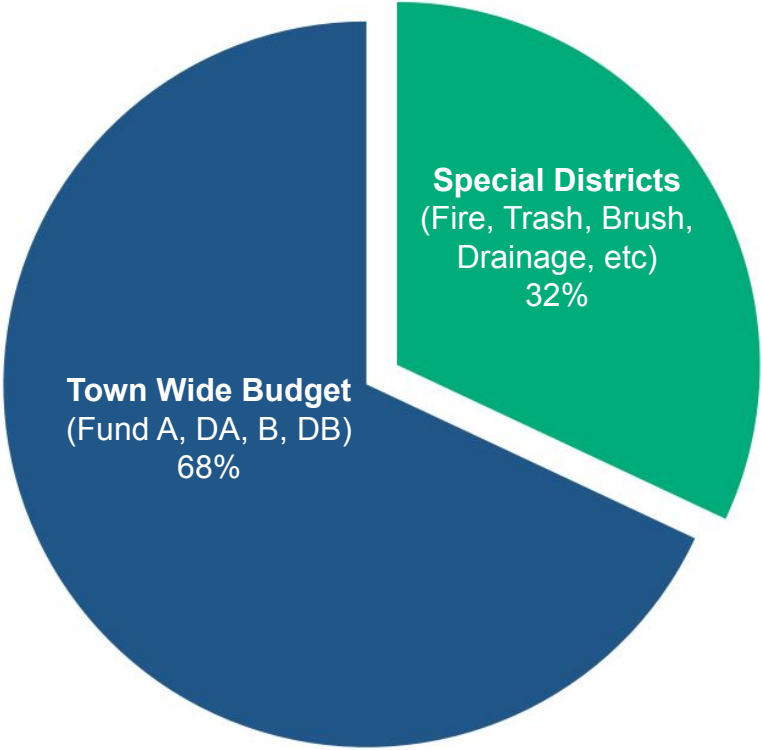
Highway Department
\$5,704,470



Fire & EMS
\$5,366,155

2024 Town Preliminary Budget

(including special districts)

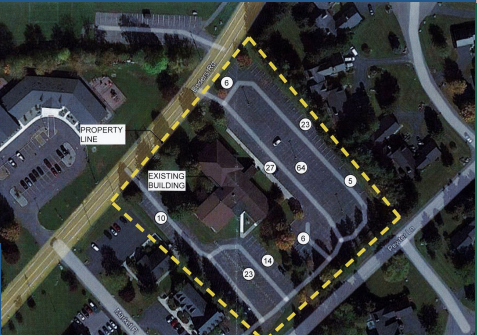


What do your town taxes pay for?



Town Hall Services
\$3,536,568

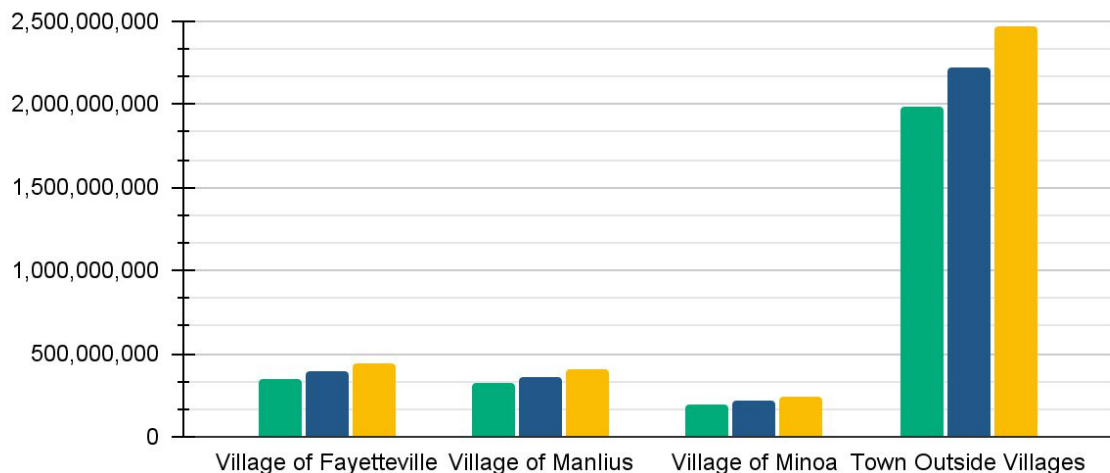
Trash & Brush
\$2,803,870



Planning & Development
(B Fund)
\$540,820

Town of Manlius Assessment

2021 2022 2023



Town of Manlius Assessment

From 2022 to 2023 taxable value of town properties increased by 12%

Exemptions could include:

- Seniors
- Veterans
- Agricultural
- Religious
- Municipal Owed

Year	# of Parcels	Total Taxable Value	Total Assessed Value
2023	14,393	\$3,565,689,354	\$4,004,089,649
2022	14,385	\$3,183,644,423	\$3,612,298,706
2021	14,365	\$2,849,349,669	\$3,254,772,333
2020	14,360	\$2,787,648,014	\$3,171,418,733

Tax Rate

- The NYS Property **tax levy growth** for local governments with fiscal years closing December 31 will be capped at **2%** for **2024**.
- All full-time Town employees participate in the NYS Retirement program.
- The Town is contractually bound to annual salary increases for both Highway and Police personnel [majority of Town employees].

	2024	2023	2022	2021
Town Outside Villages	4.23	4.35	4.84	4.77
Town Inside Villages	3.23	3.38	3.71	3.64

Example Town Tax Calculation

Assessed Value	2023	2024	Change
200,000	\$870	\$846	- \$24
224,000		\$947.52	+ 77.52

Example of Unofficial Taxpayer Receipt

Taxable Assessed Value \$255,900

Town Hall Services	\$234.74
Police	\$591.81
Highway	\$255.08
Fire Protection District	\$462.95
Trash District	\$361.00
Brush District	\$64.55
Manlius Consolidated Water District	\$9.34
	TOTAL: \$1,979.48

.....

Thank you for supporting the Town of Manlius!
Contact your public officials if you have comments, questions
and ideas on where your tax dollars should be spent.

THANK YOU!



We always want to hear from you!

Share your questions, thoughts
and ideas with us with our public
comment form on our website.

www.townofmanlius.org

TOWN OF MANLIUS POLICE DEPARTMENT

Definitions

“Fulltime”: defined as forty (40) hours per week;

“Minimum employment qualifications”: as defined by the Municipal Police Training Council and the New York State Division of Criminal Justice Services and Office of Public Safety;

“Probationary period”: as defined by the New York State Civil Service Law and the Classified Service Rules;

Employment Incentive Program for Peace Officers

This incentive applies to a fulltime Police Officer position when being filled by a Peace Officer.

Candidates must meet all the minimum employment qualifications of a Peace Officer. In addition, eligible candidates must have sufficient training at the time of the transfer to allow for the Town of Manlius Police Department to provide additionally required training in-house to become a Police Officer.

Specifics of Agreement: Peace Officer applicants hired by the Town of Manlius Police Department will receive a \$6,000 employment incentive as follows:

- 1) \$2,000 will be paid in their first paycheck after being formally hired.
- 2) \$2,000 will be paid upon successful completion of the Probationary period.
- 3) \$2,000 will be paid upon the completion of the Police Officer's third year of employment from the date of hire.

Negation of Agreement and Consequences

A Police Officer hired under this program who voluntarily leaves or because of their actions are required to leave the Police Department prior to the successful completion of the Probation period shall be required to pay back a prorated portion of this hiring incentive.

Any Police Officer previously employed as a Police Officer by the Town of Manlius is not eligible for the Employment Incentive Program.

This is a NYS Civil Service position (See certification requirements on-line)

Basic Certification by the NYS Division of Criminal Justice (DCJS) Police Officer Certification or the graduate of another state's municipal or regional Basic Law Enforcement training academy or equivalent as accepted by DCJS.

The Town of Manlius is an Equal Employment Opportunity (EEO) employer.

MUNICIPALITY SERVICES AGREEMENT

This Marketing Services Agreement (“Agreement”) is between Solar Simplified, LLC (“Company”) and the _____ (“Municipality”), each individually referred to as Party and jointly as Parties.

Term: This Agreement shall commence on _____ (“Effective Date”) and continue for an initial term of twelve (12) months, which initial term shall automatically be extended for a period of twelve (12) months unless terminated by either Party. The Agreement may be terminated by either Party for any reason with a 30-day notice. Company may pause its performance of Services with 24-hour notice for compliance or regulatory reasons.

Services. Company will solicit Municipality residents and businesses to participate in Community Solar Program(s) (“Program”). During the Term of this Agreement, Municipality shall grant to Solar Simplified an exclusive license to use any necessary branding (including but not limited to names, logos, and letterhead) and any other intellectual property necessary for Solar Simplified to perform the Services, including, specifically, for marketing purposes. This license will terminate upon the termination or expiration of this Agreement. The Parties shall seek to issue, where appropriate, joint press release statements or other such public announcements concerning Solar Projects. During the Term of this Agreement, Company shall be the exclusive marketing agent retained by the Municipality in connection with marketing community solar services and products.

Payment. Company shall pay Municipality a one-time acquisition fee of \$50 per enrolled community solar Customer. Payment shall be made on the month following receipt of payment for Customer(s)’ first community solar credits invoice. Termination of the Agreement for any reason does not absolve Company from making payments (if any are due) for Services provided in accordance with this Agreement. Upon termination of this Agreement for any reason, Customers for which Municipality received payment shall remain those of Company, and Municipality or any agent of the Municipality agrees not to solicit these Customers for other community solar Projects in the future without Company’s consent.

Intellectual Property. All intellectual property rights, including copyrights, patents, patent disclosures, and inventions (whether patentable or not), trademarks, service marks, trade secrets, know-how, and other confidential information, trade dress, trade names, logos, corporate names, and domain names, together with all of the goodwill associated therewith, derivative works, and all other rights (collectively, “Intellectual Property Rights”) in and to all documents, work product, and other materials that are prepared by or on behalf of Company in the course of performing the Services (collectively, the “Deliverables”) shall be owned by Company.

Compliance with Laws, Permits, and License Requirements. Company shall comply with all federal, state, and local laws applicable to performance of Services and shall procure at its expense all licenses, certifications, and all permits necessary for the fulfillment of its obligations under this Agreement.

Entire Agreement. This Agreement is an integrated agreement and contains the entire agreement regarding matters herein between the Parties. No representations, warranties or promises have been made or relied upon by any Party hereto other than as set forth herein. Any changes, modifications, or additions to this Agreement shall be made by mutual consent in writing in the form of a supplemental Agreement signed by both Parties and attached hereto.

No Third-Party Beneficiaries. Agreement benefits solely the Parties to this Agreement and their respective permitted successors and assigns and nothing in this Agreement, express or implied, confers on any other person or entity any legal or equitable right, benefit, or remedy of any nature whatsoever under or by reason of this Agreement.

Limitation of Liability. IN NO EVENT SHALL EITHER PARTY BE LIABLE TO THE OTHER PARTY OR TO ANY THIRD PARTY FOR ANY LOSS OF USE, REVENUE, OR PROFIT, OR FOR ANY CONSEQUENTIAL, INCIDENTAL, INDIRECT, EXEMPLARY, SPECIAL, OR PUNITIVE DAMAGES WHETHER ARISING OUT OF BREACH OF CONTRACT, TORT (INCLUDING NEGLIGENCE), OR OTHERWISE, REGARDLESS OF WHETHER SUCH DAMAGE WAS FORESEEABLE AND WHETHER OR NOT THE PARTY HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES, AND NOTWITHSTANDING THE FAILURE OF ANY AGREED OR OTHER REMEDY OF ITS ESSENTIAL PURPOSE. IN NO EVENT SHALL EITHER PARTY’S AGGREGATE LIABILITY ARISING OUT OF OR RELATED TO THIS AGREEMENT, WHETHER ARISING OUT OF OR RELATED TO BREACH OF CONTRACT, TORT (INCLUDING NEGLIGENCE), OR OTHERWISE, EXCEED THE AGGREGATE AMOUNTS PAID OR PAYABLE PURSUANT TO AGREEMENT.

Indemnification. To the fullest extent permitted by law, Company or Municipality (“Indemnitor”) shall indemnify, defend, and hold harmless the other Party(ies), its affiliates, and their respective members, shareholders, partners, directors, officers, agents, employees, contractors and subcontractors (each, an “Indemnitee”, and collectively, “Indemnitees”) from and against all claims, damages, losses, liabilities and expenses (including court costs and reasonable attorneys’ fees) to the extent caused by, arising out of, or resulting from (a) the fault, negligent acts or omissions in connection with performance of its obligations under this Agreement, whether active or passive, or any breach of this Agreement, of or by the Indemnitor or its agents, (b) the violation by Indemnitor of any law or regulation governing its performance of this Agreement, (c) Indemnitor’s failure to pay any taxes for which it is responsible under this Agreement or by law, (d) bodily injury or death of a third party, or loss of or damage to a third party’s property, to the extent caused by the negligent acts or omissions or willful misconduct of Indemnitor, its employees, contractors, subcontractors, agents, or representatives, (e) bodily injury to or death of any employee of Indemnitor or an affiliate of such Indemnitor, (f) any liability or obligation owing to any of Indemnitor’s employees, agents, contractors and subcontractors arising out of or attributable to acts or omissions of such Indemnitor, including any claims by an employee of Indemnitor for salaries and/or benefits. Notwithstanding the foregoing, no indemnification shall be provided to any Indemnitee for fraudulent or illegal acts or acts of gross negligence or willful misconduct by such Indemnitee.

Governing Law: This Agreement will be construed in accordance with and enforced under the laws of the State of New York, United States of America, without giving effect to the conflict of laws provisions thereof to the extent such principles or rules would require or permit the application of the laws of any jurisdiction other than those of the State of New York.

IN WITNESS WHEREOF, the Parties hereto have affixed their signatures as of the day and date first written above.

Municipality:	Company:
Signature: _____	Signature: _____
Name: _____	Name: _____
Title: _____	Title: _____



SOLAR SIMPLIFIED®

301 W. Grand Ave., Unit 314
Chicago, IL 60654
cs@solarsimplified.com
888-420-9831

NEW YORK COMMUNITY SOLAR SUBSCRIPTION AUTHORIZATION FORM

Please complete and submit this form to authorize enrollment. All fields are required unless specified optional.

First & Last Name or Business Name			
Service Address	Street:		
	City:	State:	Zip:
Billing Address ☐ Check box if same as above	Street:		
	City:	State:	Zip:
Phone Number	()		
E-mail Address			
Date of Birth (MM/DD/YYYY)			
National Grid Account Number	_ _ _ _ _ - _ _ _ _ _ <i>Account number is located on top of every page of National Grid bill</i>		
Do you currently have solar panels installed on your roof or property?	☐ YES ☐ NO		

- ☐ By checking this box, you authorize Solar Simplified, its affiliates, and/or its agents to make telemarketing calls and/or send marketing text messages through use of artificial or pre-recorded voice messages or through use of an automatic telephone dialing system. Consent is optional and not a condition of purchasing property, goods or services. You understand data and message rates may apply. You may withdraw your consent to receive marketing calls and text messages by calling 888-420-9831 or reply "STOP" to any marketing text message we send you.

By signing below, I acknowledge that I am the account holder, or an authorized person, of the electric utility account listed above; I have read and agree to the Terms of Service Agreement and Disclosure Statement that are available for viewing at www.solarsimplified.com/terms; and I am authorizing Solar Simplified to act on my own behalf for the purpose of enrolling the electric utility account listed above in a registered NYSEDA community solar project, including, but not limited to, signing, using/sharing customer account information as necessary to process enrollment with community distribution generation providers and utility, and activation/deactivation of community solar services/products. This authorization is effective from the date referenced below and shall remain in effect until this authorization is canceled.

Name of Account Holder or Authorized Person

Signature of Account Holder or Authorized Person

Date

PLEASE MAIL THIS COMPLETED AND SIGNED FORM TO SOLAR SIMPLIFIED BY USING THE ENCLOSED PREPAID RETURN ENVELOPE. ONCE ENROLLED, YOU WILL RECEIVE A COPY OF THE CUSTOMER DISCLOSURE STATEMENT AND TERMS OF SERVICE AGREEMENT. FOR QUESTIONS, PLEASE CALL 888-420-9831.

TOWN OF ORANGETOWN

Office of the Supervisor



3797 T18P3 *****ECRWSS**C-001

Current Resident

1 Railroad Ave

Pearl River, NY 10965-2328



January 9, 2023

Dear Town of Orangetown Resident:

The Town of Orangetown is excited to announce its partnership with Solar Simplified to promote clean solar power and energy savings for our community through a Community Solar Program. Community Solar is a New York State program which allows enrolled renters, homeowners, and businesses to lower their monthly utility bills while supporting locally generated solar power without installing panels on their property.

These Community Solar projects, located in Warwick, New York, are on a first come, first served basis. With your subscription you will receive monthly solar credits that will appear as a discount on your utility bill. Because of the legally mandated guaranteed savings nature of Community Solar, a 10% discount on solar credits, this program is not only good for the environment, but also for your wallet!

There is no cost to enroll in Community Solar and if you are not satisfied with your Solar Simplified subscription, you may cancel at any time without penalty. It's completely risk-free.

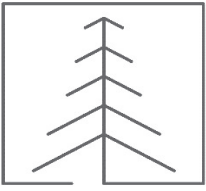
As a participant, you will remain an Orange & Rockland customer, and Orange & Rockland will continue to deliver your electricity without any service interruptions. This program works in conjunction with the Town of Orangetown's other energy program, Community Choice Aggregation (CCA). You can be enrolled in both programs.

Program participants will receive guaranteed savings on their electricity bill while supporting renewable energy infrastructure in New York State. To opt-in to this program, simply fill out and mail back the participation form using the enclosed prepaid envelope. Alternatively, you can sign up on the Solar Simplified website at www.SolarSimplified.com/Orangetown or by calling Solar Simplified at (888) 420-9831. Please see the back of this letter for more information.

We are thrilled to be able to make a meaningful impact on our local environment by bringing this Community Solar opportunity to our residents.

Very truly yours,

Teresa M. Kenny
Town of Orangetown Supervisor



Edwards Landscapes

17 Parkwood Dr.
East Syracuse, NY 13057
(315) 663-8855

Billed To

Town of Manlius
301 Brooklea Drive
Fayetteville, NY 13066

Date

10/25/23

Proposal**Amount Due**

\$1,600.00

Maria Lenway: (315) 632-7308

Description	Price
Fall Cleanup: Removal of leaves, debris and litter from all landscape beds. Cut back all flowering perennials. All shrubs and small trees shall be trimmed and pruned according to their growth habits and plant structure. Haul away all debris.	\$1,600.00

Labor & Materials \$1,600.00
Tax Exempt

Total \$1,600.00

Deposit \$0.00

Amount Due \$1,600.00

Approved: _____

Date: _____

Print Name: _____

TOWN OF MANLIUS

Department of Assessments

TO: The Manlius Town Board
FROM: Patrick J. Duffy, IAO
DATE: October 30, 2023

There are two Article 7 Certiorari outstanding that we have reached a tentative settlement with, and which requires town board approval for refunds.

1. Robert Germain, tax map parcel 108.-02-64.1, and located at 7478 Northfield Lane, has agreed to a reduction in his assessment from \$429,400 to \$380,000 on the 2023 Assessment Roll. The town will reimburse Mr. & Mrs. Germain's costs related to the filing in the amount of \$414.98.
2. 400 Clinton St Fayetteville, LLC, tax map parcel 015.-09-01.1, and located at 400 Clinton St., Village of Fayetteville, has agreed to settle their Article 7 from 2021. Their assessment, for this one year only, will be reduced from \$2,295,000 to \$1,900,000 and result in a refund, from the town, of \$1,438.91.

** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
A00-1220	Supervisor	17,857.59
A00-1420	Attorney	17,332.58
A00-1440	Engineer	5,115.00
A00-1450	Elections	1,020.00
A00-1620	Buildings	2,848.02
A00-1640	Central Garage	6,674.53
A00-1930	Special Items	2,503.87
A00-3310	Traffic Control	546.48
A00-5132	Garage	636.71
A00-5182	Street Lighting	362.63
A00-6510	Veteran Services	600.00
A00-9045	Employee Benefits	402.50
A00-9055	Employee Benefits	489.05
A00-9060	Employee Benefits	154,110.13

A00 TOTAL	General Fund Townwide	210,499.09
B00-3620	Codes Enforcement	1,167.02
B00-8020	Planning	1,277.36
B00-9055	Employee Benefits	20.66
B00-9060	Employee Benefits	4,816.61

B00 TOTAL	General Fund Part Town	7,281.65
DB0-9055	Employee Benefits	179.09
DB0-9060	Hospital and Medical Ins	27,879.00

DB0 TOTAL	Highway -Part Town	28,058.09
SL1-5182	Street Lighting	1,689.42

SL1 TOTAL	Overhead Lighting	1,689.42
SL2-5182	Street Lighting	2,344.67

SL2 TOTAL	Underground Lighting	2,344.67
SL3-5182	Street Lighting	112.52

SL3 TOTAL	Entry Lighting	112.52
SL4-5182	Street Lighting	697.62

SL4 TOTAL	Garden Park Lighting	697.62

** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
A00	NON-DEPARTMENTAL	21,153.85
A00-1010	Town Board	73.00
A00-1110	Justices	140.00
A00-1220	Supervisor	114.99
A00-1330	Receiver of Taxes	786.52
A00-1410	Town Clerk	111.75
A00-1620	Buildings	1,890.13
A00-1670	Central Printing	799.80
A00-3120	Police	20,741.93
A00-5132	Garage	1,298.32
A00-7310	Recreation	3,100.00

A00 TOTAL	General Fund Townwide	50,210.29
B00-8010	Zoning	75.83

B00 TOTAL	General Fund Part Town	75.83
DA0-5130	Machinery	5,892.30
DA0-5140	Brush & Weeds	6,906.25
DA0-5142	Snow Removal	2,886.76

DA0 TOTAL	Highway Fund Townwide	15,685.31
DB0-5110	General Repairs	41,891.78

DB0 TOTAL	Highway -Part Town	41,891.78

** TOTAL **		107,863.21

** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
SL5-5182	Street Lighting	2,559.40

SL5 TOTAL	Ratnour Bridge Lighting	2,559.40
SR1-9060	Employee Benefits	185.87

SR1 TOTAL	Manlius Res Trash Dist	185.87
SR2-9060	Employee Benefits	185.87

SR2 TOTAL	Manlius Res Brush Dist	185.87
SW3-8310	Water Administration	11,173.00

SW3 TOTAL	Skyridge Water District	11,173.00
TA2	NON-DEPARTMENTAL	2,842.50

TA2 TOTAL	Trust & Agency - Other	2,842.50

** TOTAL **		267,629.70

MINUTES
TOWN BOARD
October 4, 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-uTiX4l7aEgciGEVSA>

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

	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. Allison Weber, Town Clerk. Rob Cushing, Highway Superintendent. Captain Slater.

The following Town Officers Attending Virtually: Councilor Waters.

1. Attendees

In-Person Meeting Attendees: Bob & Roswitha Leonardo, Fayetteville. Margaret Mulvey, Fayetteville. Erin Hanley, Fayetteville. Jack & Linda Webb, Fayetteville. Mark, Nelson, Peter and Laura Ricardo. Eric Downie Fayetteville. Chris Danaher, Fayetteville. Michael Fogel, Syracuse. Richard Konys, Fayetteville. Fr. Thomas Ryan, Fayetteville. Nancy Ferrone, Fayetteville. Johathan Karp, Cicero. Brian McAllister, Fayetteville. Anthony Rojas. Debbie & Barry Shulman, Fayetteville. Hilary Josephs, Fayetteville. Dawn Smalley, Manlius. Craig Dudczak, Fayetteville. Tom Bassett, Manlius. Jack Popper, Fayetteville. Bill Gray, Fayetteville. Casey Cleary. Tom Bassett, Manlius. Michelle Downey, Fayetteville. Bobby Linaberry, Fayetteville. Dr. Kirk Leister, Fayetteville. Kristen Leister, Fayetteville. Denise Lynch, Fayetteville. James Wilson, Fayetteville. Brian McCallister, Fayetteville. Matthew Holbach, Fayetteville. Mark Ziemba, Fayetteville.

Virtual Meeting Attendees: David Neuman, John Clark, Brody Smith, Thomas Poitras

2. 6:30 PM 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.

6:31 PM Councilor Bollinger read aloud a land acknowledgement in honor of Indigenous People Day.

3. 6:31 PM Open Podium

Town Clerk Weber read aloud a letter from Derek Underwood in support of Immaculate Conception School request for a School Resource Officer for the private school.

Mary Ellen & Greg Kenie, Manlius spoke in support of having a Special Patrol Officer at Immaculate Conception Schools and asked the Town Board to consider this issue.

Father Thomas Ryan, Pastor of Immaculate Conception, spoke in support of having a Special Patrol Officer at Immaculate Conception Schools and asked the Town Board to make the issue a priority.

Jonathan Karp, Cicero, spoke in support of having a Special Patrol Officer at Immaculate Conception Schools and asked the Town Board to do the right thing and make the decision.

4. 6:44 PM Public Hearing – Zone Change – 7078 East Genesee St., Fayetteville (tax map # 092.-01-05.0) Residential 1 (R1) to Residential Multiple Use (RM)

Mike Fogal Attorney for applicant Bottar LLC reviewed the zone change application and discussed the reasons why the RM zone would be a better fit for the Bottar Law Offices. Mr. Fogal also submitted a traffic study report for the property.

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to waive the reading of the public notice in the matter of the proposed local law to approve the zone change application submitted by Bottar LLC for 7078 East Genesee St., Fayetteville (tax map # 092.-01-05.0) to change the zoning from R1 to RM.

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 open the public hearing at 6:54 PM in the matter of the proposed local law to approve the zone change application submitted by Bottar LLC for 7078 East Genesee St., Fayetteville (tax map # 092.-01-05.0) to change the zoning from R1 to RM.

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

Nayes: 0 All in Favor. Motion Carries.

Bobby Linaberry, Bristol Dr. stated he is concerned with increased traffic and their neighborhood being used as a cut through from Rt. 92 to E. Genesee St. Mr. Linaberry spoke about his safety concerns related to increased traffic. Mr. Linaberry asked that there would be no direct road access from the business to the neighborhood.

Dr. Kirk Leister, Bristol Dr. asked that an Environmental Impact Assessment be performed to really examine the potential impacts.

Hilary Josephs, Bristol Dr., asked why the conversion of the property to a law office could not be accomplished under the R1 zoning?

Bob Leonardo, Duane Dr., spoke about how an added business in the area will increase the traffic through his neighborhood and that would be a safety issue.

Jack Webb, Duane Dr., stated that he is concerned about the four and a half acres that comes with the property and the potential that it could be subdivided, providing more space for businesses in the future.

Jack Popper, Draycott Rd., stated that he is concerned about the number of employees and clients that will be coming in and out of that location compared to the existing businesses in the area.

Kristen Leister, Bristol Rd., asked for the exact number of employees that will be employed at the law firm so that she could know what the impact on traffic will be? Ms. Leister asked the Town Board to review the zoning from Cazenovia for historic homes as an alternative to the RM zoning in Manlius.

Councilor Kriesel informed the residents concerned about the safety of walkers that could apply for a special district for sidewalks in their neighborhood.

With there being no further comments from the public, Councilor Denton made a motion, seconded by Councilor Bollinger, to close the public hearing at 7:27 PM in the matter of the proposed local law regarding the zone change application submitted by Bottar LLC for 7078 East Genesee St., Fayetteville (tax map # 092.-01-05.0) to change the zoning from R1 to RM.

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

Nays: 0

All in Favor.

Motion Carries.

The Town Board tabled the matter for further discussion.

5. 7:30 PM Public Hearing – Zone Change of (CA to PUD) for Highbridge St. (tax map # 093.-01-05.1) Garden Park

Chris Danaher, Attorney gave an update on the proposed project and the requested zone change to Planned Unit Development.

Anthony Rojas, Architect, reviewed the proposed site plan with the board.

Councilor Bollinger made a motion, seconded by Councilor Denton, to waive the reading of the public notice in the matter of the proposed local law to approve the proposed district plan and change the zoning from CA to PUD on the parcel located on Highbridge St. (tax map # 093.-01-05.1) called Garden Park Apartments.

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

Nays: 0

All in Favor.

Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Italiano, to open the public hearing at 7:40 PM in the matter of the proposed local law to approve the proposed district plan and change the zoning from CA to PUD on the parcel located on Highbridge St. (tax map # 093.-01-05.1) called Garden Park Apartments.

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

Nayes: 0

All in Favor.

Motion Carries.

Bill Gray, Highbridge St, spoke in opposition and gave an abridged version of the document he provided to the board that fully state his concerns with the project.

Denise Lynch, Dartmoor Crossing, spoke of her concern for the increased traffic and that the building does not fit the aesthetic of the neighborhood.

James Wilson, Highbridge St., stated he is concerned with the increased traffic that the apartment complex will bring to an already busy road.

Rich Konys, Highbridge Terrace, spoke about his concerns of traffic, increased noise and the look of a four-story building which doesn't match the neighborhood aesthetic.

Laura Ricardo, Highbridge St., stated she is concerned about the vehicles coming in and out of Gramercy Circle daily as the headlights shine into her home. Ms. Ricardo is also concerned that the driveway will come out on a blind corner.

Brian McCallister, N. Burdick St., stated there are many projects be proposed in the Town and Village of Fayetteville that will impact traffic quality of life.

Peter Ricardo, Highbridge St., stated he is not in support of this project and the changes it will create in his neighborhood.

Margaret Mulvey, Highbridge St., stated she is opposed to the zone change and the construction of Garden Park. Ms. Mulvey spoke at length about how the project will bring many negative impacts to the land and existing neighborhood.

Nelson Ricardo, Highbridge St., stated he is concerned about the traffic and that the proposed design of the apartments does not match the aesthetic of the neighborhood.

Matthew Holbach, Highbridge St., stated he is not in favor of the project and the design of the building is not in keeping with the local aesthetic or charm and it makes no logistical sense.

Mark Ziemba, Highbridge St., stated he is concerned about the existing traffic and adding 70 to 80 apartments will only increase the problem.

Michelle Downey, Highbridge St., stated that a four-story building will not feel like a neighborhood or village. Ms. Downey stated that she is concerned about the amount of traffic on the street and how dangerous it is for pedestrians.

Tom Bassett, Barberry Lane, stated that if the property stays zoned as Commercial there would be the potential for more objectionable uses for the land. Mr. Bassett asked that the Town Board consider the requested zone change which would be more favorable to the area.

Rob Wilson, Fayetteville, stated that Highbridge Street is very dangerous even when he is simply crossing the street to get his mail. Mr. Wilson asked what will happen after the board gets the input from the public hearing and input from the developer?

Supervisor Deer stated the Town Board considers all the feedback and talks with the developer to see if they want to make any changes. The Town Board will make their decision on the zone change after that has taken place.

Margaret Mulvey, Highbridge St. asked if the Town Board approves the zone change will that zoning stay with the property forever? Ms. Mulvey discussed being confused by the supporting documents attached to the agenda.

The Town Board explained that Planned Unit Developments are specific to each project and do not exist unless that project is developed.

Amelia Wasiluk, Highbridge St., stated that she is concerned that an increase in population will be an increase in crime. Ms. Wasiluk also stated that she is concerned about the traffic and would like to see the area stay natural.

With there being no further comments from the public, Councilor Bollinger made a motion, seconded by Councilor Italiano, to close the public hearing at 6:49 PM in the matter of the proposed local law to approve the proposed district plan and change the zoning from CA to PUD on the parcel located on Highbridge St. (tax map # 093.-01-05.1) called Garden Park Apartments.

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

Nays: 0

All in Favor.

Motion Carries.

Anthony Rojas, Architect, stated that the architects and designers are listening to the comments and will take them into consideration to provide a community connected project.

The Town Board tabled the matter for further discussion and review.

8:47 Councilor Denton left the meeting.

6. 8:50 PM Continued Public Hearing – Zone Change (R5 to PUD) – Twin Ponds, N. Burdick St.

The public hearing was re-opened at 8:50 PM

Brian McCallister, N. Burdick St., stated that he does not understand why he is the only one in his neighborhood that gets the public hearing notices. Mr. McCallister is concerned with the existing traffic problems on N. Burdick St., crime at Towne Center, and panhandling that is

going on there. Mr. McCallister stated that approving this project will contribute to those existing problems.

Attorney Frateschi disclosed that Harris Beach represents the applicants in unrelated matters.

The Town Board tabled the matter for further discussion and review.

7. 8:55 PM Local Law Amending Definitions Section and RT Zoning for Cannabis

Councilor Italiano made a motion, seconded by Councilor Nicholson, to set a date for a public hearing on October 18, 2023, to consider proposed local law amending chapter 155 of the town code section 155-3 (definitions) and 155-20.1 residential transitional district (RT) to allow for short term agricultural retail (including cannabis sales) in the residential transitional (RT) district.

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

Nays: 0 All in Favor. Motion Carries.

8. 8:56 PM Police Building Lease – Village of Manlius

Councilor Nicholson made a motion, seconded by Councilor Kriesel, to enter into a lease agreement with the Village of Manlius for the Police Department Building at a rate of \$100,077.30 increasing by 2% each subsequent year for a 3-year period as outlined in the agreement presented.

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

Nays: 0 All in Favor. Motion Carries.

9. 8:57 PM OCWA – Skyridge Water District – Pump Replacement

Councilor Bollinger made a motion, seconded by Councilor Italiano, to authorize the expenditure from the Skyridge Water District for the removal and replacement of the submersible pump at a rate of \$3420 as outlined in the proposal.

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

Nays: 0 All in Favor. Motion Carries.

Councilor Kriesel left the room at 8:57 PM.

Councilor Kriesel returned at 9:00 PM.

10. 9:00 PM Selection of Professional Services – Highway Garage

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to approve the selection of CNY Land Surveying to complete the land surveying related to the expansion of the highway garage in the amount of \$6,928.

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

Nays: 0 All in Favor. Motion Carries.

Councilor Kriesel made a motion, seconded by Councilor Nicholson, to approve the selection of Kenney Geotechnical for geotechnical services related to the expansion of the highway garage \$12,640.

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

Nays: 0 All in Favor. Motion Carries.

11. 9:00 PM Approval of Abstract # 19

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to approve Abstract # 19 in the amount of \$367,039.06 as submitted by Town Clerk Weber.

TOWN OF MANLIUS		
Fund Summary		
Abstract # 19 - 2023		
CODE	FUND	TOTALS
A	General Fund Townwide	\$308,110.05
B	General Fund Part Town	\$5,899.77
DA	Highway Funds Townwide	\$13,260.15
DB	Highway Fund Part Town	\$31,224.36
CM1	Police Trust	\$331.00
CM3	Sustainable Manlius	\$501.00
SL1	Overhead Lighting District	\$1,675.84
SL2	Underground Lighting	\$2,320.90
SL3	Entry Lighting	\$111.57
SL4	Garden Park Lighting	\$694.82
SL5	Ratnour Bridge Lighting	\$2,537.86
SR1	Trash	\$185.87
SR2	Brush	\$185.87
Total		\$367,039.06

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

Nays: 0 All in Favor. Motion Carries.

12. 9:01 PM Adjournment

By motion made by Councilor Kriesel and seconded by Councilor Italiano, the Board voted to adjourn the meeting.

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

Nayes: 0

All in Favor.

Motion Carries.

Respectfully Submitted by:

Allison A. Weber
Town Clerk

DRAFT

MINUTES
TOWN BOARD
October 18, 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-uTiX4l7aEgciGEVSA>

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

Sara Bollinger, Councilor
Elaine Denton, Councilor
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. Allison Weber, Town Clerk. Kay Blythe, Deputy Town Manager. Police Chief, Jason Cassalia.

The following Town Officers Attending Virtually: Tom Poitras, Code Officer.

1. Attendees

In-Person Meeting Attendees: David & Linda Marnell, Fayetteville. Dan Kinsella, Fayetteville. Craig Dudczak, Fayetteville. Neil J Smith, Manlius. Mark Matt, Fayetteville. Bobby Schepp, Minoa. Michael Fogel, E. Syracuse. Charlie Breuer, Fayetteville. Frank McCarthy, E. Syracuse. Don Grevelding, Minoa Fire Chief. Jessica Gorton, Fayetteville. Patrick Gorton, Fayetteville. Nick Agrippino, Manlius. Christine Santella, Manlius. Charlotte Santella, Manlius. Dennis Stainton, Abundant Solar. John Savio, Manlius. Dawn Smalley, Manlius. Tom Pilewski, Manlius. Mark Olson, Fayetteville Mayor. Erin Wiernik, Manlius. Nancy Ferrarone, Principal of IC. Tom Bassett, Manlius. Jonathan Karp, Cicero. Tony Waddell, Jamesville. Bill Gray, Fayetteville. Tim Kelly, Fayetteville. Rob Oley, Manlius. Mike Friend, Manlius. Amelia Rojek, E. Syracuse. Karen Ayoub, Manlius. Ashley Parks-Elliott, Manlius. Bill Brazill, Mayor of Minoa.

Virtual Meeting Attendees: David Neuman, Edious Elliot, DMD. Anthony Rojas, Mike Smith, Donna Smith, Steven Calocerinos, Warren Linhart.

2. 6:30 PM The Pledge of Allegiance

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

3. 6:35 PM Open Podium.

Supervisor Deer addressed the SPO request from Immaculate Conception School. Supervisor Deer stated that there has been progress on the issue.

Neil J. Smith, Manlius asked the Town Board to create legislation to allow the placement of an SPO Officer in the school.

Thomas Bassett, Manlius, stated the solar project on landfill is almost completed. Mr. Bassett congratulated the town board on their efforts to complete the project.

Councilor Kriesel entered the meeting at 6:39 PM.

John Savio asked the Town Board to continue the work to approve an SPO for IC School.

4. 6:42 PM Public Hearing – Fayetteville Fire Contract 2024

Mayor Mark Olson gave a presentation on the 2024 Fire/EMS Budget. Councilor Denton provided a slide presentation giving highlights of the Fayetteville Fire/EMS Budget.

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to waive the reading of the public notice in the matter of the draft Fayetteville Fire Contract 2024.

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

Nays: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to open the public hearing at 6:50 PM in the matter of the proposed Fayetteville Fire Contract 2024.

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

Nays: 0 All in Favor. Motion Carries.

Tom Bassett, Manlius asked about the ratio of volunteer to paid personnel. Mayor Olson discussed how the fire department is staffed.

Craig Dudczak, Manlius, asked why there are separate fire departments in the town. Supervisor Deer explained that Towns are not allowed to run fire departments. Mayor Olson discussed the consolidation study.

With there being no further comments from the public, Councilor Bollinger made a motion, seconded by Councilor Kriesel, to close the public hearing at 6:56 PM in the matter of proposed Fayetteville Fire Contract 2024.

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

Nays: 0 All in Favor. Motion Carries.

County Legislator Mark Olson updated the Town Board on the following 2024 budget items:

- The County Legislature has awarded the Town of Manlius \$10,000 for a drainage study.
- The county budget includes \$200,000 for a fire/EMS study

- The county budget includes \$1 Million Dollars for new comprehensive plans for towns and villages.
-

5. 6:57 PM Public Hearing – Manlius Fire Contract 2024

Mayor Paul Whorrall gave a brief presentation on the 2024 Manlius Fire Contract. Councilor Denton provided a slide presentation giving highlights of the Manlius Fire/EMS Budget. Councilor Bollinger made a motion, seconded by Councilor Nicholson, to waive the reading of the public notice in the matter of the proposed Manlius Fire Contract 2024.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to open the public hearing at 7:03 PM in the matter of the proposed Manlius Fire Contract 2024.

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

Nayes: 0 All in Favor. Motion Carries.

William Gray, Fayetteville, asked for clarification on the tax rate slide.

Tom Bassett, Manlius, asked if the town could do a study of the feasibility of making sure there are hydrants available townwide.

Mayor Whorrall discussed the distribution of hydrants in the town and what other departments are dispatched to the town.

With there being no further comments from the public, Councilor Bollinger made a motion, seconded by Councilor Nicholson, to close the public hearing at 7:08 PM in the matter of proposed Manlius Fire Contract 2024.

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

Nayes: 0 All in Favor. Motion Carries.

6. 7:09 PM Public Hearing – Minoa Fire Contract 2024

Mayor Bill Brazil gave a brief presentation on the 2024 Minoa Fire Contract. Councilor Denton provided a slide presentation giving highlights of the Minoa Fire/EMS Budget.

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to waive the reading of the public notice in the matter of the proposed Minoa Fire Contract 2024.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to open the public hearing at 7:17 PM in the matter of the proposed Minoa Fire Contract 2024.

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

Nayes: 0

All in Favor.

Motion Carries.

Craig Dudczak asked if there is a plan within the departments for the needs that will arise with the development of Micron.

Discussion ensued regarding how municipalities are preparing for Micron.

William Gray, Fayetteville, asked for clarification on what the mutual aid calls truly reflect.

With there being no further comments from the public, Councilor Bollinger made a motion, seconded by Councilor Nicholson, to close the public hearing at 7:25 PM in the matter of proposed Minoa Fire Contract 2024.

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

Nayes: 0

All in Favor.

Motion Carries.

Fire Contract Approvals

Councilor Bollinger made a motion, seconded by Councilor Italiano, to approve the 2024 Fayetteville Fire/EMS Protection Contract in the amount of \$2,056,921.00 as presented and authorize the Supervisor to sign the contract.

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

Nayes: 0

All in Favor.

Motion Carries.

Councilor Kriesel made a motion, seconded by Councilor Italiano, to approve the 2024 Manlius Fire/EMS Protection Contract in the amount of \$1,839,164 as presented and authorize the Supervisor to sign the contract.

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

Nayes: 0

All in Favor.

Motion Carries.

Councilor Nicholson made a motion, seconded by Councilor Bollinger, to approve the 2024 Minoa Fire/EMS Protection Contract in the amount of \$1,225,001 as presented and authorize the Supervisor to sign the contract.

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

Nayes: 0

All in Favor.

Motion Carries.

Councilor Bollinger gave an update on the Kirkville Fire District.

7. 7:27 PM Twin Ponds – Planned Unit Development (PUD) Request – 5440 N. Burdick St.

Attorneys Sutphen and Brody presented a draft SEQRA resolution for a PUD provided by the applicant.

Supervisor Deer discussed the process to create the proposed Twin Ponds PUD.

The Town Board discussed the proposed district plan and tabled the matter for future discussion.

8. 7:43 PM Public Hearing – Local law – Amending Residential Transitional Zoning Classification

Supervisor Deer reviewed the proposal.

Councilor Bollinger made a motion, seconded by Councilor Denton, to waive the reading of the public notice in the matter of the proposed Local law – Amending Residential Transitional Zoning Classification.

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

Nays: 0 All in Favor. Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Denton, to open the public hearing at 7:46 PM in the matter of the proposed Local law – Amending Residential Transitional Zoning Classification.

Nick Agrippino, Manlius, head of the finances at the number two license processor in the State of New York and on the Policy Committee of the Cannabis Association of New York gave information on what a Cannabis grower showcase is.

Jamie Sutphen, Planning Board Attorney, stated members of the Planning Board are concerned about the location because of its proximity to residential zones.

Rob Oley, Manlius asked what measures are used for Public Hearing notification.

Town Clerk Weber explained the process used.

Councilor Waters made a motion, seconded by Councilor Nicholson, to adjourn the public hearing to the November 1, 2023, meeting.

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

Nays: 0 All in Favor. Motion Carries.

9. 7:58 PM Local Law – Zone Change – 7078 E. Genesee St., Fayetteville (tax map # 092.-01-05.0) Residential 1 (R1) to Residential Multi-Use (RM).

Mike Fogel representing the applicant Bottar LLC reviewed the request.

Attorney Frateschi stated the Planning Board gave a positive recommendation and the County stated there is no countywide impact.

Councilor Italiano left the room at 8:04 PM

Councilor Kriesel made a motion, seconded by Councilor Bollinger, to declare the Town of Manlius lead agency for SEQR purposes in the matter of the proposed Local Law for a Zone Change – 7078 E. Genesee St., Fayetteville (tax map # 092.-01-05.0) Residential 1 (R1) to Residential Multi-Use (RM).

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

Nayes: 0 All in Favor. Motion Carries.

PART II – Short Environmental Assessment Form

Attorney Frateschi reviewed Part II of the short environmental assessment form with the Town Board. The Town Board determined that each of the environmental factors would have no more than a small to moderate impact. After further discussion, the Board agreed that there would be no significant environmental impact by adopting the local law and approving the Zone Change request based on the reasons set forth in the Resolution drafted by the Attorney for the Town.

Councilor Italiano returned to the room at 8:07 PM

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to issue a negative declaration under the State Environmental Quality Review act.

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

Nayes: 0 Abstain: Councilor Italiano Motion Carries.

Councilor Kriesel made a motion, seconded by Councilor Denton, to approve the zone change application made by Bottar LLC and adopt Local Law 2023-11 changing the zoning of the parcel located at 7078 East Genesee St from R-1 to R-M as outlined in the resolution prepared by the Attorney for the Town.

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

Nayes: 0 Abstain: Councilor Italiano Motion Carries.

Councilor Bollinger made a motion, seconded by Councilor Waters, to authorize the Supervisor to send a letter to the Planning Board regarding the ingress/egress of the property.

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

Nayes: 0 Abstain: Councilor Italiano Motion Carries.

10. 8:12 PM Bowman Road – Easement and Right of Way – Verizon and Niagara Mohawk Power Corporation

Supervisor Deer reviewed the easement request.

Councilor Waters gave an update on a meeting held with neighbors about the screening of the solar array on the retired land fill.

Councilor Waters made a motion, seconded by Councilor Kriesel, to approve the grant of easement for 5701 Bowman Road as presented and authorize the Supervisor to sign.

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

Nayes: 0 All in Favor. Motion Carries.

11. 8:15 PM Police Department – Hiring Incentive – Peace Officer Sign on Bonus

Supervisor Deer gave an update on the signing on bonus incentive.

The hiring incentive was tabled until the next meeting.

12. 8:19 PM Preliminary Budget Public Hearing

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to adopt the 2024 Preliminary Budget as presented.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Waters made a motion, seconded by Councilor Kriesel to set a date for a public hearing on the 2024 Preliminary Budget for November 1st at 6:35 PM

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

Nayes: 0 All in Favor. Motion Carries.

13. 8:25 PM Set Date – Work Session – November 15, 2023

Councilor Kriesel made a motion, seconded by Councilor Italiano to set a date for a Town Board Work Session on Wednesday, November 15, 2023, at 5:00 PM to hold a discussion with Developers and Sustainability Advocates regarding the implementation of goals identified in the Comprehensive Plan and other business matters as needed.

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

Nayes: 0 All in Favor. Motion Carries.

Supervisor Deer reviewed the expenditures for the Special Election including legal fees, supplies, and paying the Board of Election workers. The total cost for the Special Election was \$13,562.16.

14. 8:27 PM 2024 CNY Stormwater Resolution

Councilor Bollinger made a motion, seconded by Councilor Nicholson to adopt the resolution supporting the participation in the CNY Stormwater Coalition Staff Services and Education Compliance Assistance Program as presented and pay the annual rate of \$3,600 for participation in the program.

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

Nayes: 0 All in Favor. Motion Carries.

15. 8:29 PM Supervisor's Reports – May, June, July, August and September

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to accept the Supervisors Report from the months of May, June, July, August and September as presented.

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

Abstain: Councilor Waters.

Motion Carries

16. 8:30 PM Town Hall Landscaping – Fall Clean-up Contract - Edwards

Councilor Denton made a motion, seconded by Councilor Italiano to authorize the Supervisor to sign the contract with Edwards Landscaping for the fall cleanup at town hall at a rate of \$1200.

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

Nayes: 0 All in Favor. Motion Carries.

17. 8:31 PM Town Hall Sidewalk Shoveling Contract - Aspinall's

Councilor Denton made a motion, seconded by Councilor Kriesel to authorize the Supervisor to sign the contract with Aspinall's Landscaping for the 2023-2024 winter season for the removal of snow and ice from the sidewalks at Town Hall at a rate of \$200 per visit.

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

Nayes: 0 All in Favor. Motion Carries.

8:32 PM Councilor Nicholson gave an update on the Manlius Watershed Stewards.

18. 8:33 PM Approval of Minutes – September 27, 2023

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to approve the minutes of September 27, 2023, as amended.

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

Nays: 0

All in Favor.

Motion Carries.

19. 9:00 PM Approval of Abstract # 20

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to approve Abstract # 20 in the amount of \$358,351.31 as submitted by Town Clerk Weber.

TOWN OF MANLIUS		
Fund Summary		
Abstract # 20 - 2023		
CODE	FUND	TOTALS
A	General Fund Townwide	\$42,009.13
B	General Fund Part Town	\$2,082.09
CM1	Police Trust	\$5,990.00
CM3	Sustainable Manlius	\$438.91
DA	Highway Fund Townwide	\$8,933.78
DB	Highway Fund Part Town	\$63,455.40
SW3	Skyridge Water District	\$3,420.00
SR1	Trash	\$205,581.50
SR2	Brush	\$25,187.50
TA2	Trust & Agency - Other	\$1,253.00
Total		\$358,351.31

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

Nays: 0

All in Favor.

Motion Carries.

20. 8:36 PM Adjournment

By motion made by Councilor Kriesel and seconded by Councilor Denton, the Board voted to adjourn the meeting at 8:36 PM.

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

Nays: 0

All in Favor.

Motion Carries.

Respectfully Submitted by:

Allison A. Weber
Town Clerk

DRAFT