MINUTES
TOWN BOARD
May 25, 2016

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
Vincent Giordano, Councilor
Karen Green, Councilor
Richard Rossetti, Councilor

The following Town Officers were present:

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

Other persons attending: Ellen & Mike McGrew, Manlius. Robert Cherry, Fayetteville. Richard Sparrow, E. Syracuse. Dan Barnaba, Baldwinsville. James Bondur, Baldwinsville. C. Dwelly, Manlius. Mary Thompson, DeWitt. Hayleigh Gowans, Eagle Bulletin. Vladmir Sirothin, Manlius.

The Pledge of Allegiance

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

Approval of Minutes – May 11, 2016

Councilor Marnell made a motion, seconded by Councilor Giordano, to approve the minutes of May 11, 2016 as submitted by Town Clerk Edsall.

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

Nayes: 0 All in Favor. Motion Carries.

Approval of Abstract # 10

Councilor Marzola made a motion, seconded by Councilor Marnell, to approve Abstract # 10 as submitted by Town Clerk Edsall.

	TOWN OF MANLIUS	
	Fund Summary	
	Abstract # 10 - 2016	
CODE	**FUND**	**TOTALS**
A	General Fund Townwide	$ 158,698.68
B	General Fund Town	$ 4,217.23
CM1	Police Trust	$ 2,700.00
DA	Highway Fund Townwide	$ 59,264.39
DB	Highway Fund Town	$ 64,910.19
SR1	Manlius Trash District	$ 88,192.74
SR2	Manlius Res Brush District	$ 11,048.33
SS1	Manlius Con Sewer District	$ 199.00
TA2	Trust & Agency - Other	$ 250.00

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

Nayes: 0 All in Favor. Motion Carries

Fireworks Permit – Minoa Fire Department

Town Clerk Edsall stated that the Minoa Fire Department has applied for a fireworks permit for June 3, 2016. The Office of Planning and Development has reviewed the application and recommends approval.

Councilor Green made a motion, seconded by Councilor Rossetti, to authorize the Town Clerk to issue a fireworks permit to the Minoa Fire Department for June 3, 2016.

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

Nayes: 0 All in Favor. Motion Carries.

Employee Assistance Program (EAP) – Renewal

Town Manger Oot stated that the Employee Assistance Program provided by ESI is due for renewal. Town Manager Oot stated that there has been a price increase of $1.16 making the rate per employee $ 30.08 per year.

Councilor Marzola made a motion, seconded by Councilor Rossetti, to renew the Employee Assistance Program (EAP) with ESI from July 1, 2016 to June 30, 2017 at a rate $30.08 per employee per year.

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

Nayes: 0 All in Favor. Motion Carries.

All-Mode Communications – Service & Support Plan Agreement

Town Manager Oot stated that the service and support contract for the phone hardware at Town Hall is due for renewal. The price has increase from $110 - $113 per year.

Councilor Marnell made a motion, seconded by Councilor Loeffler, to renew the All-Mode Service and Support Plan Agreement at a rate of $113 per month for 1 year effective June 17, 2016.

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

Nayes: 0 All in Favor. Motion Carries.

7:05PM - Public Hearing – Local Law - Solar Array Farms Regulations

SEQR
Councilor Marnell made a motion seconded by Councilor Rossetti, declare the Town of Manlius lead agency for SEQR purposes in the matter of the application for Local Law regulating Solar Energy Systems "Special Regulations".

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

Nayes: 0 All in Favor. Motion Carries

Councilor Marnell made a motion seconded by Councilor Rossetti, declare this an unlisted action for SEQR purposes in the matter of the application for Local Law regulating Solar Energy Systems "Special Regulations"

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

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 in light of the fact that the Town does not have a way to regulate solar panels. This legislation will actually improve the oversight and lessen the environmental impacts. After further discussion, the Board agreed that there would be no significant environmental impact of the application for Local Law regulating Solar Energy Systems "Special Regulations"

Councilor Marnell made a motion seconded by Councilor Loeffler, to issue a negative declaration for SEQR purposes in the matter of the application for Local Law regulating Solar Energy Systems "Special Regulations"

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

Nayes: 0 All in Favor. Motion Carries

Councilor Marnell made a motion, seconded by Councilor Rossetti, to waive the reading of the public notice in the matter of the application for Local Law regulating Solar Energy Systems "Special Regulations"

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Marnell made a motion, seconded by Councilor Green, to open the public hearing at 7:10pm in the matter of Local Law regulating Solar Energy Systems "Special Regulations"

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

Nayes: 0 All in Favor. Motion Carries.

Bob Cherry, Manlius, stated that he is a professional electrical engineer and he has briefly reviewed the proposed local law regulating solar arrays.

Mr. Cherry submitted the following comments on the proposed local law:

- The local law puts a lot size restriction on residential solar array installations. There should not be any size restriction on rooftop installations.
- The language through-out the law should be consistent and reference solar voltaic systems.
- Decommissioning should include language to allow the Town Board to agree upon a condition the property should returned to.
- Security fencing is the ugliest part of the solar array system and should not be a requirement.
- Requiring 5 acres for solar arrays does not encourage renewable energy.
- Access for flat roof systems will have many limitations in an area like this.

With there being no further comments from the public, Councilor Marnell made a motion, seconded by Councilor Giordano, to close the public hearing at 7:32pm in the matter of Local Law regulating Solar Energy Systems "Special Regulations"

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

Nayes: 0 All in Favor. Motion Carries.

Supervisor Theobald asked Mr. Cherry to join the solar array regulations committee and to send the Town Board his comments on the local law.

Conversation ensued regarding insurance requirements for large scale solar arrays.

The Town Board tabled the matter for further review.

Special Permit Renewal – Valone – 6440 Hoag Rd. (Tax Map# 060.-02-11.0)

Town Clerk Edsall stated that the special permit application submitted by Domenic & Deanna Valone for a residential swimming pool constructed in an industrial zone is due for renewal. Town Clerk Edsall stated that the Office of Planning and Development has reviewed the application and recommends approval.

Councilor Giordano made a motion, seconded by Councilor Rossetti, to approve the renewal of the Special Permit application submitted by Domenic & Deanna Valone for a residential swimming pool constructed in an industrial zone located at 6440 Hoag Road, Manlius (Tax Map# 060.-02-11.0) for a period of 7 years.

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

Nayes: 0 All in Favor. Motion Carries

Parade of Homes – Public Assembly

Dan Barnaba, Eldan Homes, reviewed the updated site plan for the 2016 Parade of Homes at Crane Landing, Manlius. Mr. Barnaba stated the event is 16 days and encompasses 3 weekends. Mr. Barnaba also stated that there will be an estimated 500-600 parking spots to accommodate peak use. Mr. Barnaba stated that there will be overflow parking and off-duty sheriffs will be onsite 24 hour a day to help with traffic and security.

Mr. Barnaba stated that the introduction of stone onto the site had created concerns regarding storm water. Mr. Barnaba stated that he has made changes to the detention basins and swales to address those storm water concerns and the adjacent facilities have been kept intact.

Conversation ensued regarding parking during peak use.

Councilor Loeffler asked if the restrooms, dumpsters and storage have all been relocated away from adjacent properties as requested by the Town. Ms. Thompson stated that the restrooms, dumpsters and storage have been relocated.

Councilor Rossetti stated that a meeting was held with the representative for the Parade of Homes, the nearby neighbors and the Town of Manlius.

Ms. Thompson stated that she wanted to clarify, for the minutes, that Lot 15 will not be built on during the event.

Ms. Thompson asked if the Town would require temporary certificates of occupancy? Attorney Frateschi stated that the Town will issue temporary certificates of occupancy for the duration of the Parade of Homes for purposes of allowing the public to look through the homes (as opposed to reside in them) unless the homes qualify for a permanent certificate of occupancy.

SEQR

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 of the application for the public assemblies permit application for the 2016 Parade of Homes at Cranes Landing based on the short term duration of the event, the conditions placed in the Permit and the changes that were made to the detention basin to accommodate the additional stone.

Councilor Marnell made a motion seconded by Councilor Rossetti, declare the Town of Manlius lead agency for SEQR purposes in the matter of the application for the Parade of Homes – Public Assembly.

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

Nayes: 0 All in Favor. Motion Carries

Councilor Marnell made a motion seconded by Councilor Rossetti, to declare a negative declaration in the matter of the application for the Parade of Homes – Public Assembly.

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

Nayes: 0 All in Favor. Motion Carries

Councilor Rossetti made a motion, seconded by Councilor Loeffler, to approve the Public Assembly Permit for the Parade of Homes as outlined in the resolution prepared by the Attorney for the Town.

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

Nayes: 0 All in Favor. Motion Carries.

Correspondence/New Business

a. Highway Superintendent

Highway Superintendent Cushing stated that National Grid would like to install a streetlight at Crane Brook Landing and South Eagle Village.

Councilor Loeffler made a motion, seconded by Councilor Marzola, to approve the installation of a street light on Crane Brook Landing and South Eagle Village at the rate of 196.00 per year.

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

Nayes: 0 All in Favor. Motion Carries.

b. Planning & Development - No New business

c. Attorney – No New Business

d. Town Clerk

Town Clerk Edsall reviewed a block party request for Churchill Court on June 12, 2016 from 4:00PM to 8:00PM. Town Clerk Edsall stated the request has been reviewed by the Highway Superintendent and the Chief of Police.

Councilor Loeffler made a motion, seconded by Councilor Green, to approve a permit for a neighborhood block party to be held on Churchill Court on June 12, 2016 from 4:00PM to 8:30PM.

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

Nayes: 0 All in Favor. Motion Carries.

Town Clerk Edsall stated that she has received a road use authorization and police escort request from the New York Run for the Fallen. Town Clerk Edsall stated that run will take place from June 10 to June 12. Town Clerk Edsall stated that Captain Peckins and Highway Superintendent Cushing have reviewed the request.

Councilor Rossetti requested that the NY Run for the fallen Organization add the Town of Manlius as an additional insured on the insurance policy.

Councilor Rossetti made a motion, seconded by Councilor Green, to authorize Captain Peckins to sign the police escort and road usage form for the NY Run for the Fallen for the race held on June 10, 2016 – June 12, 2016.

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

Nayes: 0 All in Favor. Motion Carries.

e. Police Chief

f. Town Board

Councilor Giordano reported that the drainage improvements made to the Whetstone Area are working and the drainage in that area is improving.

Councilor Giordano stated that the New York State Police will be holding a ceremony to mark the 100 year anniversary of the formation of the New York State Troopers.

Dick Sparrow, Manlius, stated that the County Department of Transportation has signed off on the installation of the monument at the Calvary Club.

Councilor Giordano made a motion, seconded by Councilor Rossetti, to approve the installation of a monument at the Calvary Club recognizing the formation of the New York State Troopers.

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

Nayes: 0 All in Favor. Motion Carries.

Councilor Green invited everyone to the Manlius Historical Society Annual Meeting on June 15th at 6:00PM.

Councilor Marnell requested a moment of silence for the Syracuse Haulers employee that passed away due to an industrial accident.

g. Supervisor

Supervisor Theobald congratulated Haleigh Gowans on her Syracuse Press Club Award.

Supervisor Theobald thanked all of the fire departments that responded to the recent Kirkville Brush Fire. Supervisor Theobald commended the fire departments for all of their hard work containing and extinguishing the brush fire.

Executive Session

There being no further business to come before the Board, upon motion duly made by Councilor Rossetti and seconded by Councilor Giordano the Board voted unanimously to adjourn regular session at 8:30PM to enter into executive session to discuss individual personnel matters at the Town of Manlius Police Department.

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

Nayes: 0 All in favor. Motion Carries.

Respectfully Submitted by:

Allison Edsall
Town Clerk

EXECUTIVE SESSION MEETING MINUTES
Executive Session
May 25, 2016

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

The Town Board re-entered Regular Session at 8:45 p.m.

Councilor Rossetti made a motion, seconded by Councilor Green, to hire the Town's back-up counsel, Harris Beach, to handle labor and employment matters and authorize the Supervisor to sign an engagement letter to that affect.

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

Nayes: 0 All in Favor. Motion Carries.

There being no further business to come before the Board, upon motion duly made by Councilor Giordano and seconded by Councilor Rossetti, the Board unanimously voted to adjourn the Regular Session at 8:47p.m.

Submitted by:

Tim Frateschi
Attorney for the Town