

MINUTES  
TOWN BOARD  
May 23, 2012

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  
Sandra A. Schepp, Councilor  
Vincent Giordano, Councilor  
Karen Green, Councilor

The following Town Officers were present:

|                                     |                                       |
|-------------------------------------|---------------------------------------|
| Don Martin, Attorney for the Town   | Allison A. Edsall, Town Clerk         |
| Fran Marlowe, Manlius Police Chief  | David Tessier, Planning & Development |
| Rob Cushing, Highway Superintendent | Ann Oot, Town Manager                 |

Other persons attending:

Ellen & Mike McGrew, Manlius. Deborah Hundley, Manlius. Ken Wagner, Manlius.

**1. The Pledge of Allegiance**

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

**2. Approval of Minutes – May 9, 2012**

Councilor Marnell made a motion, seconded by Councilor Schepp, to approve the minutes of May 9, 2012 as submitted by Town Clerk Edsall.

Discussion ensued regarding the language of the motion for accepting the funds for the STLEPP grant.

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

Nayes: 0

All in Favor.

Motion Carries.

**3. Approval of Abstract # 10**

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

TOWN OF MANLIUS  
Fund Summary

Abstract # 10

| <u>CODE</u> | <u>FUND</u>                | <u>TOTALS</u> |
|-------------|----------------------------|---------------|
| A           | General Fund Townwide      | \$183,361.71  |
| B           | General Fund Town          | \$ 3,484.37   |
| DA          | Highway Fund Townwide      | \$ 31,011.39  |
| DB          | Highway Fund Town          | \$ 19,543.77  |
| HA          | Landfill Capital Fund      | \$ 3,866.00   |
| SR1         | Manlius Trash District     | \$ 98.85      |
| SR2         | Manlius Res Brush District | \$ 98.85      |
| SS1         | Manlius Con Sewer District | \$ 343.79     |

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

Nayes: 0 All in Favor. Motion Carries.

**4. Public Hearing 7:05PM – Local Law 2012 – Amending Chapter 155 of the Code of the Town of Manlius to amend Article III entitled the District Regulations.**

David Tessier, Director of Planning and Development, stated that there is an issue with parking requirements in the current RM zoning. Director Tessier stated the current requirement for parking spaces is burdensome for apartments. The current requirement is one bedroom for every 200 square feet and the new requirement would be two parking spaces for every bedroom.

Councilor Giordano stated that he is concerned that the new parking requirement is also burdensome as it assumes there will be two vehicle drivers in every bedroom.

Director Tessier stated that the RM zoning is not meant to be an apartment zone and the Town would not want the parking to be as lenient as the zoning that supports apartments.

Discussion ensued regarding the different types of parking space requirements per bedroom in different zoning classifications.

**SEQR**

Donald Martin, Attorney for the Town, stated that there is no impact on the environment.

Councilor Marnell made a motion, seconded by Councilor Marzola, to declare the Town of Manlius lead agency and issue a negative declaration for SEQR purposes in the matter of Local Law 2012-2 – Amending Chapter 155 of the Code of the Town of Manlius to amend Article III entitled the District Regulations – RM Zoning - Parking Regulations.

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

Nayes: 0 All in Favor. Motion Carries.

Public Hearing

Councilor Marnell made a motion seconded by Councilor Green, to waive the reading of the public notice in the matter of Local Law 2012-2 – Amending Chapter 155 of the Code of the Town of Manlius to amend Article III entitled the District Regulations – RM Zoning - Parking Regulations.

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

Nays: 0                                      All in Favor.                                      Motion Carries.

Councilor Marnell made a motion seconded by Councilor Green, to open the public hearing at 7:14 pm on May 23, 2012 in the matter of Local Law 2012-2 – Amending Chapter 155 of the Code of the Town of Manlius to amend Article III entitled the District Regulations – RM Zoning - Parking Regulations.

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

Nays: 0                                      All in Favor.                                      Motion Carries.

There being no comment from the public, Councilor Marnell made a motion, seconded by Councilor Green, to close the public hearing at 7:15 pm on May 23, 2012 in the matter of Local Law 2012-2 – Amending Chapter 155 of the Code of the Town of Manlius to amend Article III entitled the District Regulations – RM Zoning - Parking Regulations.

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

Nays: 0                                      All in Favor.                                      Motion Carries.

Councilor Marnell made a motion, seconded by Councilor Marzola, to approve the resolution as prepared by the Attorney for the Town in the matter of Local Law 2012-2 – Amending Chapter 155 of the Code of the Town of Manlius to amend Article III entitled the District Regulations – RM Zoning - Parking Regulations.

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

Nays: 0                                      All in Favor.                                      Motion Carries.

**5. Agreement between the Town of Manlius Police and Fayetteville Manlius Central School District**

Councilor Loeffler stated that the contract presented to the Town Board for the SIRO contract with the Fayetteville Manlius School District is modeled after the contract with the East Syracuse Minoa School District.

Discussion ensued regarding dress code language in the contract and who should sign the contract. The Town Board would like the Supervisor to sign the contract as well as the Chief of Police.

Councilor Loeffler made a motion, seconded by Councilor Marzola to approve the 2012 - 2013 agreement between the Town of Manlius Police and the Fayetteville Manlius Central School District with the addition of the Supervisors Signature to the contract.

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

Nayes: 0

All in Favor.

Motion Carries.

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

### **A) Highway Superintendent**

Robert Cushing, Highway Superintendent, stated that he would like the Town Board to accept the original results of the road paint bid. Superintendent Cushing stated that he had waited for the paint bid results from the County and those results were more costly than the State results. Superintendent Cushing stated that the State results are tied up in a lawsuit.

Councilor Giordano made a motion, seconded by Councilor Marnell, to accept the bid results from the bid held on March 27, 2012 and award the bid to Ennis Paint with a cost of \$9.65 for yellow road paint and \$9.69 for white road paint.

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

Nayes: 0

All in Favor.

Motion Carries

### **B) Planning & Development – No New Business**

### **C) Attorney – No New Business**

### **D) Town Clerk – No New Business**

### **E) Town Board**

Councilor Green stated that the Recreation Department would like to re-enter into the inter-municipal contract with the ESM School District to lease two school buses for the summer program. Councilor Green stated the contract is the same as last year with the exception that there is a slight rise in the fee per mile over 500 miles. The fee rose from \$1.38 to \$1.50.

Councilor Giordano made a motion, seconded by Councilor Marnell, to enter into an inter-municipal contract for 2012 to lease two school buses for the summer program.

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

Nayes: 0

All in Favor.

Motion Carries

Councilor Schepp stated that she regrets to inform the Town Board that Judy Layman in records management has retired. Councilor Schepp stated that Ms. Layman has been with the Town of Manlius since 1994 and every department at Town Hall expressed their gratitude for all of the work she has done.

Councilor Schepp made a motion, seconded by Councilor Loeffler , to accept the resignation of Judy Layman effective May 18, 2012.

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

Nayes: 0

All in Favor.

Motion Carries

Councilor Schepp stated that County Comptroller Antonnacci has stated that he will help the Town of Manlius explore the fire budgets and fire budget process with an outside audit.

F) Supervisor

Supervisor Theobald stated that he has met with the Executive Committee and the Implementation Advisory Committee has given its final plan for the Joint Fire Consolidation Study.

Supervisor Theobald stated that the Town has completed the RFP process for legal and engineering services. Supervisor Theobald stated that the Town Board reviewed the proposals and are in agreement that the Town will stay with the current legal and engineering contracts. Supervisor Theobald stated the Town has done its due diligence.

Councilor Marnell stated that the Shared Services Committee will have one more meeting and then either disband or meet on a quarterly basis. Councilor Marnell stated this committee has done an excellent job and meeting on a regular basis is no longer necessary.

## **7. Adjournment**

There being no further business to come before the Board, upon motion duly made by Councilor Marnell and seconded by Councilor Loeffler, the Board unanimously voted to adjourn regular session at 7:36pm

Respectfully Submitted by:

Allison Edsall  
Town Clerk