MINUTES
TOWN BOARD
September 12, 2018

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

Sara Bollinger, Councilor
Nicholas J. Marzola, Councilor
Vincent Giordano, Councilor
Karen Green, Councilor
Richard Rossetti, Councilor
Absent Edmond Theobald, Supervisor

The following Town Officers were present:

Tim Frateschi, Attorney for the Town
Mike Crowell, Police Chief
Doug Miller, Town Engineer
Allison A. Weber, Town Clerk
Rob Cushing, Highway Superintendent
Ann Oot, Town Manager

Other persons attending: Ellen & Mike McGrew, Manlius. Mark Matt, Fayetteville. Richard Sparrow, E. Syracuse.

The Pledge of Allegiance

Deputy Supervisor Loeffler, called the meeting to order at 6:30 pm. Councilor Marzola led the Pledge of Allegiance. Deputy Supervisor Loeffler welcomed everyone and thanked all for attending.

Moment of Silence – Susan Moliski

Deputy Supervisor Loeffler held a moment of silence for Susan Moliski. Susan served on the Manlius Planning Board beginning in 2004 and was appointed chairwoman in 2015. Deputy Supervisor Loeffler and Councilor Rossetti shared kind remarks about Susan.

Moment of Silence Pat Tobin

Deputy Supervisor Loeffler held a moment of silence for Pat Tobin. Pat spent a number of years volunteering in her community including serving several terms on the Manlius Tree Commission. Deputy Supervisor Loeffler and Councilor Bollinger shared kind remarks about Pat.

Approval of Minutes – August 22, 2018

Councilor Rossetti made a motion, seconded by Councilor Marzola, to approve the minutes of August 22, 2018, as submitted by Town Clerk Weber.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Release of Securities and Dedication – Mallards Landing Phase 2 Section 18B – Ring Necked Path 118 Ft

Highway Superintendent Cushing stated that the 118 Feet of Ring Necked Path have been built to town specifications and recommended the town dedicate the road. Town Clerk Weber noted that the submitted paperwork has been reviewed by the Attorney for the Town and all the requirements have been met.

Councilor Rossetti made a motion, seconded by Councilor Marzola, to dedicate and authorize the release of security for Mallards Landing Phase 2 Section 18B - 118 Feet of Ring Necked Path.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Approval of Abstract # 17

Councilor Marzola made a motion, seconded by Councilor Green, to approve Abstract # 17 as submitted by Town Clerk Weber.

	TOWN OF MANLIUS	
	Fund Summary	
	Abstract # 17 - 2018	
CODE	**FUND**	**TOTALS**
A	General Fund Townwide	$ 234,961.94
B	General Fund Town	$ 6,671.83
DA	Highway Fund Townwide	$ 222,262.22
DB	Highway Fund Town	$ 200,648.16
SR1	Manlius Trash District	$ 159.41
SR2	Manlius Res Brush District	$ 159.41
SS1	Manlius Con Sewer District	$ 968.90
TA2	Trust & Agency - Other	210.00

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Set Date Public Hearing – Local Law 2018 – Property Tax Cap Override

Attorney Frateschi review proposed Local Law 2018-2 to override the property tax cap for the fiscal year 2019.

Councilor Marzola made a motion, seconded by Councilor Giordano, to set a date for a Public Hearing on September 26, 2018, at 6:35 pm in the matter of Local Law 2018-2 to override the Property Tax Cap in the Town of Manlius for Fiscal Year 2019

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

IN THE MATTER

Of

OVERRIDING THE PROPERTY TAX CAP IN THE TOWN OF MANLIUS FOR FISCAL YEAR 2019

LOCAL LAW 2018 - 2

CALLING FOR PUBLIC HEARING

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Fayetteville, County of Onondaga, State of New York, on the 12th of September 2018, at 6:30 p.m.

The meeting was called to order by John R. Loeffler, Deputy Supervisor, and the following were present, namely:

Karen Green Councilor

Vincent Giordano Councilor

	John R. Loeffler	Councilor
	Nicholas J. Marzola	Councilor
	Richard Rossetti	Councilor
	Sara Wall-Bollinger	Councilor
Absent:	Edmond Theobald	Supervisor

WHEREAS, a Local Law has been introduced before the Board, to wit: Local Law No. 2018-2, repealing and replacing Article XI of Chapter 134 (“Taxation””) to override the tax levy limit established by General Municipal Law Section 3-c (the “Property Tax Cap”);

LOCAL LAW 2018-2, A LOCAL LAW REPEALING AND REPLACEING CHAPTER 134 ARTICLE XI, TAX LEVY LIMIT OVERRIDE OF THE CODE OF THE TOWN OF MANLIUS:

Be it enacted by the Town Board of the Town of Manlius, Onondaga County, New York as follows:

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Manlius County of Onondaga pursuant to General Municipal Law § 3-c, and to allow the Town of Manlius, County of Onondaga to adopt a town budget for (a) town purposes (b) fire protection districts and (c) any other special or improvement district governed by the town board for the fiscal year 2019 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Manlius County of Onondaga is hereby authorized to adopt a budget for the fiscal year 2019 that requires a real property tax levy in excess of the limit specified in General Municipal Law, §3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

WHEREAS, upon review of the projected expenses facing the Town, especially State pension costs, health insurance costs and other state mandated costs for which the Town has no control, the Town Board hereby finds that this override is a necessary prudent step;

WHEREAS, the Town Board is in the midst of the Town Budget review process for 2019 and cannot determine, with certainty, that it will be within the property tax cap, especially because the special district calculations have not been completed;

WHEREAS, if the Town is above the property tax cap when all the final calculations have been completed, it would be subject to penalties by the State of New York;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Manlius, County of Onondaga, State of New York, shall hold a Public Hearing on said proposed Local Law 2018-2, and that such Hearing shall be held at the Town Hall of the Town of Manlius, located at 301 Brooklea Drive, Fayetteville, New York, on September 26, 2018 at approximately 6:36 p.m. and be it further

RESOLVED, that the Town Clerk give notice of such Public Hearing by the publication of a notice in at least one newspaper circulated in the Town, specifying the time when and the place where such Public Hearing will be held, and in general terms, describing the proposed Local Law. Such notice shall be published once at least five (5) days prior to the Public Hearing.

I, ALLISON WEBER, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the 12th day of September, 2018; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this 12th day of September 2018.

DATED: September 12, 2018
Fayetteville, New York

Allison Weber
Town Clerk of the Town of Manlius
Onondaga County, New York

Set Date Public Hearing – Fire Protection Contracts

Councilor Marzola made a motion, seconded by Councilor Rossetti, to set a date for a public hearing on October 10, 2018, at 6:35 pm in the matter of the 2019 Fayetteville Fire Protection Contract.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

IN THE MATTER

Of

Setting date for a public hearing regarding entering into a contract with the Village of Fayetteville to provide ambulance and fire services to the FAYETTEVILLE FIRE PROTECTION DISTRICT

RESOLUTION CALLING FOR PUBLIC HEARING

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Fayetteville, County of Onondaga, State of New York, on the 12th day of September 2018, at 6:30 p.m. The meeting was called to order by John R. Loeffler, Deputy Supervisor, and the following were present, namely:

Vincent Giordano	Councilor
Karen Green	Councilor
John R. Loeffler	Councilor
Nicholas J. Marzola	Councilor
Richard Rossetti	Councilor
Sara Wall-Bollinger	Councilor

Absent: Edmond J. Theobald

The following resolution was moved, seconded and unanimously adopted:

WHEREAS, the Manlius Town Board has been presented with a contract by the Village of Fayetteville to provide fire and ambulance services to the Fayetteville Fire Protection District by the Village of Fayetteville Fire Department;

WHEREAS, the cost of such services as proposed in the contract is approximately $1,602,028 for a one-year period beginning January 1, 2019 through December 31, 2019;

WHEREAS, pursuant to Section 184(2) of the Town Law, a public hearing, upon at least 10 days' notice, is required before the Board can enter into such contract;

WHEREAS, a copy of said contract has been filed with the Clerk of the Town of Manlius and is available for inspection during ordinary business hours of the Town;

NOW, THEREFORE, BE IT ORDERED that a public hearing before the Town Board shall be held at 301 Brooklea Drive, Town of Manlius, State of New York on the 10th day of October 2018 at 6:35 p.m. to consider said contract to enter into fire and ambulance services for the Fayetteville Fire Protection District.

I, ALLISON WEBER, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the 12th day of September, 2018; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I HEREBY CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this 12th day of September 2018.

DATED: September 12, 2018
Fayetteville, New York

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ALLISON WEBER
Town Clerk of the Town of Manlius
Onondaga County, New York

Councilor Marzola made a motion, seconded by Councilor Rossetti, to set a date for a public hearing on October 10, 2018, at 6:45 pm in the matter of the 2019 Minoa Fire Protection Contract.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

IN THE MATTER

Of

Setting date for a public hearing regarding entering into a contract with the Village of Minoa to provide ambulance and fire services to the MINOA FIRE PROTECTION DISTRICT

RESOLUTION CALLING FOR PUBLIC HEARING

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Minoa, County of Onondaga, State of New York, on the 12th day of September 2018, at 6:30 p.m. The meeting was called to order by John R. Loeffler, Supervisor, and the following were present, namely:

	Vincent Giordano	Councilor
	Karen Green	Councilor
	John R. Loeffler	Councilor
	Nicholas J. Marzola	Councilor
	Richard Rossetti	Councilor
	Sara Wall-Bollinger	Councilor
Absent:	Edmond J. Theobald	

The following resolution was moved, seconded and unanimously adopted:

WHEREAS, the Manlius Town Board has been presented with a contract by the Village of Minoa to provide fire and ambulance services to the Minoa Fire Protection District by the Village of Minoa Fire Department;

WHEREAS, the cost of such services as proposed in the contract is approximately $897,053 for a one-year period beginning January 1, 2019 through December 31, 2019;

WHEREAS, pursuant to Section 184(2) of the Town Law, a public hearing, upon at least 10 days notice, is required before the Board can enter into such contract;

WHEREAS, a copy of said contract has been filed with the Clerk of the Town of Manlius and is available for inspection during ordinary business hours of the Town;

NOW, THEREFORE, BE IT ORDERED that a public hearing before the Town Board shall be held at 301 Brooklea Drive, Town of Manlius, State of New York on the 10th day of October 2018 at 6:45 p.m. to consider said contract to enter into fire and ambulance services for the Minoa Fire Protection District.

I, ALLISON WEBER, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the 12th day of September, 2018; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I HEREBY CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this 12th day of September 2018.

DATED: September 12, 2018
Fayetteville, New York

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ALLISON WEBER
Town Clerk of the Town of Manlius
Onondaga County, New York

Councilor Marzola made a motion, seconded by Councilor Bollinger, to set a date for a public hearing on October 10, 2018, at 6:55 pm in the matter of the 2018 Manlius Fire Protection Contract.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

IN THE MATTER

Of

Setting date for a public hearing regarding entering into a contract with the Village of Manlius to provide ambulance and fire services to the MANLIUS FIRE PROTECTION DISTRICT

RESOLUTION CALLING FOR PUBLIC HEARING

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Manlius, County of Onondaga, State of New York, on the 12th day of September 2018, at 6:30 p.m. The meeting was called to order by John R. Loeffler, Deputy Supervisor, and the following were present, namely:

	Vincent Giordano	Councilor
	Karen Green	Councilor
	John R. Loeffler	Councilor
	Nicholas J. Marzola	Councilor
	Richard Rossetti	Councilor
	Sara Wall-Bollinger	Councilor
Absent:	Edmond J. Theobald, Supervisor	

The following resolution was moved, seconded and unanimously adopted:

WHEREAS, the Manlius Town Board has been presented with a contract by the Village of Manlius to provide fire and ambulance services to the Manlius Fire Protection District by the Village of Manlius Fire Department;

WHEREAS, the cost of such services as proposed in the contract is approximately $1,316,570 for a one-year period beginning January 1, 2019 through December 31, 2019;

WHEREAS, pursuant to Section 184(2) of the Town Law, a public hearing, upon at least 10 days' notice, is required before the Board can enter into such contract;

WHEREAS, a copy of said contract has been filed with the Clerk of the Town of Manlius and is available for inspection during ordinary business hours of the Town;

NOW, THEREFORE, BE IT ORDERED that a public hearing before the Town Board shall be held at 301 Brooklea Drive, Town of Manlius, State of New York on the 10th day of October 2018 at 6:55 p.m. to consider said contract to enter into fire and ambulance services for the Manlius Fire Protection District.

I, ALLISON WEBER, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the 12th day of September, 2018; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I HEREBY CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this 12th day of September 2018.

DATED: September 12, 2018
Fayetteville, New York

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ALLISON WEBER
Town Clerk of the Town of Manlius
Onondaga County, New York

SIRO Contracts – East Syracuse Minoa & Fayetteville Manlius School District

Attorney Frateschi reviewed the amended contracts for the School Information Resource Officer Positions for the Fayetteville Manlius School Districts and the East Syracuse Minoa School Districts. Attorney Frateschi stated that cost of the cars and cell phones have been eliminated and will be phased in over time. Attorney Frateschi recommended the town board approve the contracts.

Councilor Green made a motion, seconded by Councilor Rossetti, to authorize Supervisor Theobald and Chief Crowell to sign the 2019 contract with Fayetteville-Manlius School District and East Syracuse Minoa School District for the School Information Resource Officer positions as named in each individual contract with the amended attachments.

Discussion: Conversation ensued regarding the blended rate and the individual addendums.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Correspondence/New Business

A) Highway Superintendent

Highway Superintendent Cushing requested to purchase an S650 TA Bobcat Skid Steer Loader for $24,113.80. Highway Superintendent Cushing stated that the town will receive a credit for a trade-in.

Councilor Rossetti made a motion, seconded by Councilor Giordano to approve the purchase of an S650 TA Bobcat Skid Steer Loader for up to $24,113.80 after the credit for trade-in value is applied.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Highway Superintendent Cushing stated that the town has received a request to have the speed limit lowered on Salt Springs Road. Highway Superintendent and Chief Crowell have reviewed the request and recommended the town board send a TE9 to the New York State Department of Transportation to study the speed limit on Salt Springs Road

Councilor Green made a motion seconded by Councilor Marzola, to authorize the Town Clerk to submit a TE-9 request to the New York State Department of Transportation to review the speed limit on Salt Springs Road.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

Highway Superintendent Cushing stated that the town has received a request to have the speed limit lowered on Summerhaven Drive and have speed bumps installed. Highway Superintendent Cushing noted that the minimum speed limit allowed on a town road, per the New York State Department of Transportation regulations, is 30 mph. Additionally, speed bumps create a hazard within the roadway and are not in the town road specifications.

B) Planning & Development – No New Business

C) Attorney – No New Business

D) Town Clerk

Town Clerk Weber stated that young explosives has applied for a firework permit for the Village of Fayetteville on September 15, 2018. The Office of Planning and Development has reviewed the application and recommended approval.

Councilor Bollinger made a motion, seconded by Councilor Rossetti, to authorize the Town Clerk to issue a fireworks permit to Young Explosives for the Village of Fayetteville for a display on September 15, 2018.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in Favor. Motion Carries.

E) Police Chief

Chief Crowell reported on the following items:

- Raise the Age will go into effect October 1st.
- The New York State Accreditation will be performing an onsite spot check.
- The department has taken the One Mind Pledge and will begin mental health first aid training.

- The new school year has started. The department was enforcing school speed zone limits and reminding drivers to obey the school speed zone limits.

F) Town Board

Councilor Bollinger congratulated the Village of Minoa on a successful fall festival.

G) Supervisor

There being no further business to come before the Board, upon motion duly made by Councilor Rossetti and seconded by Councilor Green the Board voted unanimously to adjourn regular session at 7:03 PM to enter executive session to discuss contract negotiations and a personnel matter.

Ayes: Councilor Loeffler, Councilor Rossetti, Councilor Marzola, Councilor Bollinger, Councilor Giordano, Councilor Green

Nayes: 0 All in favor. Motion Carries.

Respectfully Submitted by:

Allison A. Weber
Town Clerk

EXECUTIVE SESSION MEETING MINUTES
Executive Session
September 12, 2018

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

The Town Board Re-entered Regular Session at 7:32 p.m.

There being no further business to come before the Board, upon motion duly made by Councilor Marzola and seconded by Councilor Rossetti, the Board unanimously voted to adjourn the Regular Session at 7:32 p.m.

Submitted by:
Ann Oot
Town Manager