

**VILLAGE OF MANLIUS  
BOARD OF TRUSTEES  
May 11, 2021 Regular Meeting**

**PRESENT:** Mayor Whorrall, Trustee Pilewski, Trustee McGrew, and Trustee Abdo-Rott.

**ABSENT:** Trustee Chapman

**OTHERS:** Martha Dygert, Administrator/Clerk-Treasurer; Brad Hunt, Village Attorney; Mike Decker, Codes Enforcement; Fire Chief Jansen Casscles; Lisa Baker, Deputy Clerk-Treasurer; Tim Carpenter, MRB Group; Sara Bollinger, Town of Manlius; Chaim Jaffe, Village Justice; Bridget Maloney, Village Planning Board; Matt Lester; Ann Smith, MSAC; Carol Rothwell; Anny Dominguez.

Mayor Whorrall opened the meeting at 7:00 p.m. The Pledge of Allegiance was recited and he welcomed those present.

**PUBLIC FORUM**

No one wished to speak for public forum.

**PUBLIC HEARING – Proposed Local Law 1-2021 PUD Fayette Manlius LLC**

Motion by Trustee Pilewski seconded by Trustee McGrew to open the public hearing.

**MOTION CARRIED 3-0**

Prior to any questions or statements from the public, Attorney Brad Hunt explained the PUD local law and the process involved. If the Board were to adopt the Local Law, this project still needs to go through the Planning Board Site Plan review process which is much more in depth than the PUD Zone Change approval.

Matt Lester and his engineering consultant Eric from Excel Engineering spoke regarding the plans for the project and showed the audience the design concept.

Unidentified members of the audience posed questions. One asked if the area could support the increase in traffic this development would cause and whether the NYS DOT could review the heavy traffic situation.

Another asked where the residential units would be located and where the ingress and egress areas would be from the proposed development.

Sara Bollinger of the Manlius Town Council asked how many residential units are proposed above the retail space in the project. Mr. Lester stated that there would be six units on the floor(s) above the retail space.

A question was also posed about the timeframe for development which had been stated they would have the phases completed within three years of site plan approval. They were also questioned on stormwater concerns and whether or not there were committed tenants. The stormwater will be handled at the Planning Board level during site plan and the only tenants currently committed are the coffee shop and urgent care facility.

Trustee McGrew asked if the Fire Department has seen the plan and made any recommendations regarding public safety concerns. Chief Casscles stated that they had already reviewed the original drawing and had no concerns but will review a final plat once it is submitted.

There being no further questions, a motion to close the public hearing was made by Trustee McGrew and seconded by Trustee Pilewski.

**MOTION CARRIED 3-0**

**RESOLUTION OF THE  
VILLAGE BOARD OF TRUSTEES OF THE  
VILLAGE OF MANLIUS: May 11, 2021**

Fayette Manlius LLC, operator of the property located at 332 and 402-06 Fayette Street, Manlius, NY (tax parcel ## 024.-01-08.25 & 024.-01-05.0), has applied to the Village Board of Trustees for a zone change for its property from R-1 and C-1 to PUD. The zone change will allow for this property to be developed with mixed uses including a coffee shop/restaurant, urgent care facility, mixed use building with office/retail and residential, and a multi-family residential building.

The applicant has submitted an application, long Environmental Assessment Form, and PUD plans labeled Turning Movement Exhibit dated March 9, 2021 and PUD-A3 dated May 6, 2021.

The application has been referred to the Onondaga County Planning Board, which determined by resolution dated March 31, 2021 that the zone change will have no significant adverse inter-community or county-wide impact.

The Village Board of Trustees referred this matter to the Village Planning Board for a recommendation. At its April 6, 2021 meeting, the Planning Board passed a resolution making a positive recommendation to the Village Board, in favor of the requested zone change. The report of the Planning Board is attached hereto.

The Village Board of Trustees held a public hearing on this matter at its May 11, 2021 meeting.

At its meeting of May 11, 2021, the Village Board resolved as follows:

1. Pursuant to the New York State Environmental Quality Review Act and its implementing regulations (SEQRA), the Village Board will act as lead agency for an uncoordinated review of this unlisted matter. Based on the environmental assessment form and all relevant information, the Village Board determines that this zone change will have no significant adverse environmental impact, and that all questions in part 2 of the EAF may be answered “No, or small impact.” This determination is applicable to the zone change to PUD and is based on all phases of the project as set forth on the PUD plans labeled Turning Movement Exhibit dated March 9, 2021 and PUD-A3 dated May 6, 2021. As noted by the County Planning Board, the zone change to PUD is appropriate for this transitional area.

The Village Board has sufficient information to determine that the zone change to PUD will have no significant adverse environmental impact. The Village Board determines that is appropriate for the Planning Board, upon site plan review, to perform a SEQRA review based on full site plan submissions, as the Planning Board will then have information about the details of the project not currently available to the Village Board.

2. Pursuant to sections 99-11.2 and 99-35 of the Village of Manlius Code, the zone change from R-1 and C-1 to PUD is APPROVED.

3. Local Law number 1 of 2021, which enacts the zone change, is APPROVED. The Village Clerk and Village Attorney are authorized to execute and file the Local Law.

4. The uses shall be as set forth on PUD plans labeled Turning Movement Exhibit dated March 9, 2021 and PUD-A3 dated May 6, 2021.

5. The applicant may not engage in outdoor storage of vehicles on the site, either during or after construction.

6. Subject to the Planning Board’s site plan review, the applicant shall provide substantial screening between the drive-through lane in lot 1 and the adjoining residential area.

7. Upon site plan review, the Planning Board may require the posting of adequate performance guaranties and securities to ensure the completion of the project and the installation of all site improvements. Any such requirement shall be subject to Village Board approval pursuant to Village of Manlius Code §99-11.2(C)(7)(d).

8. If the applicant does not meet the conditions set forth in this resolution, and does not obtain site plan approval, building permits, and requisite certificates of occupancy for the development of lots 1, 2, and 3 within three years of the approval of this Local Law by the Village Board of Trustees, the Board of Trustees may at its option pass a resolution revoking the rezoning.

9. After the filing of the Local Law with the Secretary of State, the Village Zoning Map shall be modified to reflect the zone change.

On motion by Trustee Pilewski seconded by Trustee McGrew to adopt the resolution to approve Local Law #1-2021 with roll call vote:

	Aye	Nay	Other	Absent
Paul Whorrall, Mayor	<u>X</u>	___	___	
Janice Abdo-Rott, Trustee	<u>X</u>	___	___	
Scott McGrew, Trustee	<u>X</u>	___	___	
Hank Champan, Trustee	___	___	___	X
Tom Pilewski, Trustee	<u>X</u>	___	___	

**MOTION CARRIED 4-0**

**COMMUNICATIONS**

**OCWA – Ravenswood Water Main Replacement**

Correspondence received from OCWA Engineering office regarding the plan to replace a water main on Ravenswood Lane in the Village. Request authorization for Mayor to sign the approval.

**Motion by Trustee Abdo-Rott, seconded by Trustee McGrew to authorize the Mayor to sign the release from OCWA for water main replacement on Ravenswood Lane.**

**MOTION CARRIED 3-0**

**Together Women Rise – Request for Fee-Exempt Status Facility Reservations**

The Board was provided with a copy of the e-mail communication received by Mrs. Dygert and Mayor Whorrall from representatives of Together Women Rise who are requesting to use Village-owned facilities at no cost for their group meetings. It was explained to them that there are only a few entities who have been granted this fee exemption and the basis for approval has historically been those groups who are directly contributing to quality of life issues for the Village of Manlius residents; i.e. Town of Manlius, Fayetteville-Manlius CSD, Manlius Historical Society, Manlius Senior Activity Centre, F-M Little League; F-M Soccer, etc. The Board discussed the policy and it was stated that approval for this group would open the door to require approval for all 501c-3 entities. A compromise was discussed to allow them to use the space once a month for the period May through August.

**Motion by Trustee Pilewski, seconded by Trustee Abdo-Rott to grant limited approval of the request for fee exemption on a temporary basis for four months, May through August 2021.**

**MOTION CARRIED 3-0**

**Resignation – Village Justice Greenman**

The Board was provided with the notice of resignation from longtime Village Justice Joseph Greenman. Mr. Greenman will be moving out of the Village effective July 15, 2021 and therefore will no longer be eligible to serve in the capacity as Village Justice. He made the recommendation to the Village Board that the current Associate Village Justice Chaim Jaffe be appointed by the Mayor to serve the remainder of the current official year.

**Motion by Trustee Abdo-Rott, seconded by Trustee Pilewski to accept the resignation of Justice Greenman effective 7/15/2021 with regret.**

**MOTION CARRIED 3-0**

**Appointment – Village Justice Chaim Jaffe**

WHEREAS, the current elected Village Justice Joseph Greenman is leaving his residence and will be residing outside the limits of the Village of Manlius effective July 15, 2021; and

WHEREAS, pursuant to Village Law §3-300(1) and Public Officers Law §3(1), elected officials must be residents of the Village; and

WHEREAS, pursuant to Village Law §3-312 the Mayor of the Village of Manlius has the power to appoint to fill a vacancy without approval of the Board of Trustees, until the end of the current official year; now therefore be it

**Resolved that Mayor Paul Whorrall hereby appoints Chaim Jaffe to fill the vacancy of the Village Justice position from July 15, 2021 through March 31, 2022.**

**Appointment – Associate Justice Joseph Greenman**

As the Associate Village Justice position was vacated with the appointment of Mr. Jaffe to the Justice position, the Mayor recommends appointing Joseph Greenman to the position of Associate Village Justice which is not bound by residency within the Village Limits.

**Motion by Trustee Abdo-Rott, seconded by Trustee Pilewski to approve the appointment of Joseph Greenman to fill the remainder of the appointed term of Associate Village Justice through March 31, 2021.**

**MOTION CARRIED 3-0**

**Village Court Room**

Due to the longstanding commitment shown to the residents of the Village of Manlius and the greater Manlius community, the Village Board would like to honor former Village Justice Joseph Greenman for his 42 years of service to the Village by renaming the Village Court to the Honorable Joseph Greenman Court Room with a ceremony to be held in July.

**Motion to approve the naming of the Village Court in honor and recognition of Joseph Greenman and his years of exemplary service to the Village of Manlius made by Trustee Abdo-Rott, seconded by Trustee McGrew.**

**MOTION CARRIED 3-0**

**MINUTES**

- February 2, 2021 Special Meeting
- March 31, 2021 Special Meeting
- April 5, 2021 Organizational Meeting
- April 13, 2021 Regular Meeting
- April 20, 2021 Special Meeting
- April 26, 2021 Special Meeting

**Motion by Trustee Abdo-Rott, seconded by Trustee McGrew to approve the meeting minutes as submitted.**

**MOTION CARRIED 3-0**

**TRAINING REQUISITIONS**

- Sherwood Virtual Highway School Cost: \$25  
**Motion by Trustee Abdo-Rott seconded by Trustee McGrew to approve the training request as submitted.**  
**MOTION CARRIED 3-0**
- Whorrall NYCOM Conference & Annual Meeting Cost: \$1300  
**Motion by Trustee Pilewski, seconded by Trustee McGrew to approve the training request as submitted.**  
**MOTION CARRIED 3-0**
- Dygert PERMA Virtual Conference Cost: \$0  
**Motion by Trustee Abdo-Rott, seconded by Trustee Pilewski to approve the training request as submitted.**  
**MOTION CARRIED 3-0**

**DEPARTMENT REQUISITIONS**

**DPW**

- Trux Outfitters Mower Cost: \$8882.00  
**Motion by Trustee Abdo-Rott, seconded by Trustee Pilewski to approve the mower purchase as submitted.**  
**MOTION CARRIED 3-0**

**4<sup>th</sup> of July**

- Twin Magicians Performance 4<sup>th</sup> of July Cost: \$9197.50
- Letizia & the Z-Band Performance 4<sup>th</sup> of July Cost: \$1500

- Pale Green Stars Performance 4<sup>th</sup> of July Cost: \$800
  - Downbeat Percussion Performance 4<sup>th</sup> of July Cost: \$2000
  - Ralston Supply Tents, Tables Chairs Cost: \$2348.16
- Motion by Trustee Abdo-Rott, seconded by Trustee McGrew to approve the 4<sup>th</sup> of July requisitions as submitted. MOTION CARRIED 3-0**

**Recreation**

- FunFlicks Summer Movie Series Cost: \$2400
- Motion by Trustee Abdo-Rott, seconded by Trustee Pilewski to approve the FunFlicks requisition as submitted. MOTION CARRIED 3-0**

**Fire/EMS**

- Stryker (See Chief's Report)

**ABSTRACTS**

**RESOLUTION TO APPROVE PAYMENT OF CLAIMS**  
**May 11, 2021**

WHEREAS the Board of Trustees desires to audit and pay the claims asserted against it; and

WHEREAS, payment of certain claims in advance of the audit of claims has been approved by the Village Board annually at the Organizational Meeting, as required by law; and

WHEREAS it is required that all such claims shall be presented at the next Regular Meeting for audit, and

WHEREAS, the Village Board has been presented with the following abstracts for approval and payment;

General Fund	Abstract 012	\$542,874.85	(V898-982)
Village Centre Reno	Abstract 712	\$34,118.75	(V60-61)
Main St Revitalization	Abstract 404	\$5,384.10	(V5)
Trust & Agency	Abstract 336	\$1,125.00	(V73-74)

and

April Payroll Expenses for Payroll #07, 07A & 08 (attached) \$231,959.75

NOW THEREFORE BE IT RESOLVED:

On motion by Trustee Pilewski, seconded by Trustee Abdo-Rott that the Board of Trustees of the Village of Manlius approve the payment of claims **totaling \$815,462.45** the Village Treasurer as outlined above. **MOTION CARRIED 3-0**

**DEPARTMENT REPORTS**

**DPW – DPW Superintendent Sherwood** was not able to attend the meeting but there were two items for approval

**Surplus Equipment – DPW**

**Motion by Trustee Abdo-Rott, seconded by Trustee Pilewski to approve the surplus of the refuse packer and the Skag mower and send to auction. MOTION CARRIED 3-0**

**Trash Pickup – Additional Tote Request 309-311 Smith Street**

A request was made by the new owner of 309-311 Smith Street to allow four total sets of totes on the property located at 309-311 Smith St. The owner is asking if they could be considered as the property does have two separate buildings and the addresses of 309 and 311 would indicate they are similar to having separate parcels. Much discussion between the Administrator, DPW Administration and the Mayor have taken place over the past few weeks regarding this issue. The DPW feels that there are far too many units on the property and really should be classified accordingly as a multi-residential zoned parcel.

**Motion by Trustee Abdo-Rott, seconded by Trustee McGrew to deny the request of the property owner for the purchase of two additional sets of totes for 309-311 Smith Street. MOTION CARRIED 3-0**

Fire/EMS – Chief Casscles had the following requests for approval:

**Lieutenant Provisional Promotion – Parker**

**Motion by Trustee McGrew, seconded by Trustee Pilewski to approve the provision promotional appointment of Matthew Parker to the position of Lieutenant in the Manlius Fire Department. MOTION CARRIED 3-0**

**BOCES – IT Agreement**

Annual renewal agreement for IT Services through BOCES was presented for consideration. Annual cost for service is \$2500.

**Motion by Trustee McGrew, seconded by Trustee Pilewski to approve the renewal agreement as submitted. MOTION CARRIED 3-0**

**Stryker Sales - Master Lease Purchase EMS Equipment**

A Master Purchase Agreement was submitted to the Board for EMS equipment totaling \$571,600. Per the agreement, payments would be made in 10 annual installments of \$57,160. Chief Casscles explained the strategy behind this type of purchase arrangement and the benefits.

**Motion by Trustee McGrew, seconded by Trustee Abdo-Rott to approve the lease purchase arrangement with Stryker Sales, LLC pending review and approval by legal. MOTION CARRIED 3-0**

**Administrator** – Mrs. Dygert was present and had the following information and action items for the Board to consider:

**Summer Playground – Scholarship Requests**

As has been done in the past, Meredith Kronenberg from the F-M Schools makes recommendations to the Village Board for children who are not in a position to be able to attend, who could benefit from our type of programming. This year there are a total of eight children she is recommending for scholarships. Five are Village residents and three are residing outside the Village.

**Motion by Trustee Pilewski, seconded by Trustee Abdo-Rott to approve the scholarship requests as submitted.**  
**MOTION CARRIED 3-0**

**Ambulance Billing – Request for Forgiveness**

A call was taken regarding ambulance bills which have gone to collections with the Simons Agency, as is the protocol. The caller indicated there were some extenuating circumstances as to why these bills weren't paid and the total due is \$2487.50. Mrs. Dygert reviewed the file sent from Multi-Med and it appears that there have been no payments to date on these accounts. The patient asked if the Village could consider having these bills taken from collections and he would make payment arrangements. Given the fact that no attempts have been made to date on the account which date back to 2019 and the fact that we are not a collection agency and should not take on this type of role.

**Motion by Trustee Abdo-Rott, seconded by Trustee McGrew to deny the request for removal of accounts from collections for ambulance billing request.**  
**MOTION CARRIED 3-0**

**Revenue Account Change – AIM Funding**

As per communication received from the Office of the State Comptroller, the Village is required to change the account code for AIM Funding collection from A3005 to A2750 *AIM-Related Payments*.

**Amphitheater Requests**

Several requests have come in for use of the amphitheater for various community events.

- Taylor Horsman of Saving Face Barbershop has asked to hold an event on a Saturday in late August or early September to mark the 5-year anniversary of the business. They will offer haircuts at reduced rates with half the proceeds to be donated to a local charity. They will have food, beverages and live music at the event. Mrs. Dygert indicated that typically we wouldn't allow a for-profit event in one of our facilities. The Board discussed and would like a stipulation that the charitable donation go to a Manlius charity.

**Motion by Trustee Pilewski, seconded by Trustee McGrew to approve the request for the event on condition that the donation be for a Manlius charitable organization.**  
**MOTION CARRIED 3-0**

- Manlius Library has requested two events – the first would be a puppet show for preschool-aged children on August 3, 2021 from 9 am until 1 pm with the show scheduled to begin at 11 am. A second request by the Manlius Library for an outdoor concert with Marc Berger to be held on 7/23/2021 in the evening.

**Motion by Trustee Pilewski, seconded by Trustee Abdo-Rott to approve the requests made by the Library to reserve the Village Amphitheater on the dates noted.**  
**MOTION CARRIED 3-0**

**Request for Encumbrances**

During the budget workshops it was decided, instead of budgeting an additional \$30,000 for the 4<sup>th</sup> of July event in the 2021-2022 budget, the Village Board could encumber the remaining \$30,000 from the 2020-2021 budget into the new budget. **Motion by Trustee Abdo-Rott, seconded by Trustee Pilewski to authorize the encumbrance of \$30,000 from A7550.411 into the 2020-2021 Village budget.**  
**MOTION CARRIED 3-0**

A request was also made by DPW Superintendent Sherwood for authorization to encumber \$13426 from account A8560.400 and \$5737.50 from account A8560.464 for the removal of locust trees along Seneca Street.

**Motion by Trustee Abdo-Rott, seconded by Trustee Pilewski to approve the encumbrance request as submitted by the DPW.**  
**MOTION CARRIED 3-0**

**Execute Tax Warrant**

The Tax Warrant for the 2021-2022 fiscal year has been presented to the Board for approval.

**Motion by Trustee Pilewski, seconded by Trustee McGrew to authorize the Mayor and Deputy Clerk-Treasurer to execute the Tax Warrant to be delivered to the Village Treasurer to authorization to collect taxes.**  
**MOTION CARRIED 3-0**

**Park-A-Truck Program – Mulch Deliveries**

The DPW had encountered an issue with residents not having the ability to pick up mulch for use on their property. The DPW has an abundance of mulch which could be used and are looking to modify the Park-A-Truck program currently in place to allow for the drop off of a truck loaded with mulch for the resident to unload. The Park-A-Truck program historically has allowed residents to have a truck over a weekend to fill with brush and leaves and the Village crew would pick up on Monday. After much discussion, Trustee Abdo-Rott would like to discuss with DPW Superintendent Sherwood prior to the Board taking action on this.

**Codes Enforcement** – Mr. Decker was present and gave a very brief report to the Board. He is working with Scenic Root on the outdoor seating area and some type of lease agreement.

**Mayor's Report**

- Main Street Revitalization – meeting tomorrow. He indicated that some of the businesses have backed out of participation in the program due to lack of funds.
- SMTC – the committee met last week. Letter to be delivered to businesses and a meeting to be set up for June 2<sup>nd</sup> at 10 am for businesses and on June 3<sup>rd</sup> in the evening.
- East Seneca Street Crosswalk – after much insistence, the NYSDOT has installed the flashing crosswalk lighting.

- Safety Committee – next meeting to be held on 6/17 and they will be discussing the Sexual Harassment training and improvements to the Lower Pond walkways.
- New Cannabis legislation – the three Mayors all would like to opt out and this would only be sustained if there were no challenges by the public.
- Mayor’s Association meeting will be held on May 19<sup>th</sup> and will just be for Mayors and Town Supervisors.
- Recruit Class – graduation is to be held on May 21<sup>st</sup> and all are welcome to attend.
- Memorial Day – spoke with the VFW and the American Legion – neither will be doing anything for Memorial Day. Currently the Mayor stated they are planning a small motorcade and a small ceremony afterwards at the Village Centre.
- Mayor Whorrall read Trustee Chapmans communication
- Fire Company is getting together at Mill Run on Friday May 14<sup>th</sup> to spruce up the recreation facilities in the Park. This will be at no cost to the Village
- Three Falls Woods – Glenclyffe Dam – a request was received by Phil Bonn for use of the access road by a group willing to go in and clean up trash on the site. Trustee Abdo-Rott will discuss with DPW Superintendent and the Mayor.

**Blue Bowl Sanitation – 4<sup>th</sup> of July Requisition**

This was missed earlier in the meeting. Blue Bowl Sanitation has offered a quote of \$1170 for PortaPotties for the 4<sup>th</sup> of July event.

Motion by Trustee Pilewski, seconded by Trustee McGrew to approve contracting with Blue Bowl Sanitation for this service. MOTION CARRIED 3-0

- Mayor Whorrall has had a request to look at changing the speed limit on Highbridge to 30 MPH. Trustee Pilewski stated he spoke with a resident about circulating a petition as ultimately this request would go from the Village to the NYS DOT for their approval as well.

**Trustee Reports:**

**Trustee Pilewski** – stated he received an update on the Playground registrations; they are currently at 180 and are having a problem with getting counselors. He also spoke with Ryan Powell about a Lacrosse Camp to be held on July 26<sup>th</sup> to July 29<sup>th</sup>. He also gave an update on the signage at Perry Springs recognizing the volunteer work by Rick Everhart. He spoke with Ben Rayland who stated that Rampage will be bringing all their programming back to the Village in the near future. A request has also come from a resident on Post Road asking if removable speed bumps could be placed in the road to try to limit the speed issues the neighborhood is having.

**Trustee Abdo-Rott** – Would like the Village to purchase more picnic tables to be placed around Village Centre. She also stated that the Veteran’s Memorial at the Senior Centre entrance needs some new landscaping. Menters have spoken with her and they want to plant a tree by the amphitheater. She also would like to see a new sign done for the end of Arkie Albanese Ave.

**Trustee McGrew** – The Police staff are now 80% vaccinated. They are hiring a clerk for the front office and they have dissolved the special investigations unit. They will be hiring a civilian to be in charge of the property room.

**Attorney Report:**

Attorney Hunt was present and had nothing additional to report.

**ADJOURN**

Motion to adjourn the meeting made by Trustee Pilewski, and seconded by Trustee McGrew at 9:55 p.m.

MOTION CARRIED 3-0

Respectfully submitted by,

Martha Dygert  
Administrator/Clerk-Treasurer