

**VILLAGE OF MANLIUS
BOARD OF TRUSTEES
August 10, 2021 Regular Meeting**

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

ABSENT: Trustee Pilewski

OTHERS: Martha Dygert, Administrator/Clerk-Treasurer; Ted Spencer, Village Attorney; Bridget Maloney, Village Planning Board; Lauren Young, Eagle Bulletin; Deb McGrew; Chris Sherwood, DPW Superintendent; Jansen Casscles, Fire Chief. Christine Santella Agrippino; Nick Agrippino; Rob Oley; Louis Muraco; David Muraco.

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

PUBLIC FORUM

Christine and Nick Agrippino were present to speak on the Village adoption of Local Law #2 of 2021 regarding the cannabis opt out. They felt that the public was not informed that the Village was considering adopting this local law and expressed their opposition to enactment of this law. They stated that they had been misled by an article published in the Post Standard which stated the Village of Manlius was planning to put this issue to a referendum of the voters. Mayor Whorrall explained that the Village was acting on the advice of the Village Attorney, as there were no clear guidelines in place issued by NYS relative to the recent legalization of cannabis for retail dispensaries and public consumption. Per the new law, the Village would either have to opt out prior to December 31, 2021 with the ability to opt in at a later date. The local law is subject to a permissive referendum period. The decision was made to adopt the law now in order that there would be time for the filing of petitions to force a referendum which could be voted upon at a special Village election in March, 2022. The Village will be holding a special election in March to fill the vacancy in the Village Justice position and the cannabis issue could be voted upon at that time.

Both the Agrippinos and Mr. Oley stated that they were not aware of the public hearing for the proposed local law. Mr. Oley also echoed the concerns voiced by Christine and Nick Agrippino that there needs to be a more robust attempt to notify citizens of upcoming important issues. Mr. Agrippino also stated that this issue is likely *"the most important topic to come before voters likely in our lifetime"*. Mayor Whorrall stated that the Village followed all the legal requirements for adoption by posting the notices and publishing in an official Village newspaper. Ms. Young of the Eagle News publication was present and read her article published after the last meeting. The article stated that the Village intended to adopt a local law to opt out pursuant to Cannabis Law § 131. Much discussion ensued regarding ways in which the public could be better informed. Mrs. Dygert stated that the Village meetings are always open to the public and all interested parties may attend.

Mr. Agrippino stated he would like to see this on the ballot in the November general election.

Trustee McGrew stated he reached out to the residents in his neighborhood and based his decision on the results of polling his neighbors. He further stated that he supports the opt out as we would be entering this new legislation blindly as NYS has not released the regulations.

Public Hearing – MS4 Annual Report 2021

As required under the NYS DEC regulations, the Village as a designated MS4 must draft and publish an annual report to be submitted to NYS DEC annually. In addition, the Village must hold a public hearing on said report, with the report available to the public on the Village website where possible.

Motion by Trustee McGrew, seconded by Trustee Chapman to open the public hearing on the 2021 MS4 Annual report.
MOTION CARRIED 3-0

There being no one from the public wishing to speak, it was on motion by Trustee Abdo-Rott, seconded by Trustee Chapman to close the public hearing.
MOTION CARRIED 3-0

MS4 2021 Annual Report

Motion by Trustee Abdo-Rott, seconded by Trustee Chapman to approve the MS4 Annual Report for 2021 and further direct the Village Clerk to forward a copy to the NYSDEC as per the DEC guidelines.

MOTION CARRIED 3-0

Special Use Permit Application – Family Tree LLC; 4 Stickley Drive

Louis and David Muraco were present to give an outline of the application for Special Use submitted for the property located at 4 Stickley Drive (former Fire Station #1). The proposal encompasses changes to the current parking lot; request to allow mixed use, lower commercial and upper floor residential. Louis and David Muraco brought a rendering of what the site will look like once construction proceeds on the project. The parking lot has cross easements with the Village and they have added some islands and green space to create more parking spaces next to the building. The front of the station will also have parking. The site plan will propose 39 parking spaces. Mr. Muraco is also offering to stripe the parking lot across Stickley Drive from the station.

The Village Board would like input from the Planning Board for the site plan component of this request. Therefore, it will be on the agenda of the September 7, 2021 Planning Board meeting.

The other requirement of the Special Permit request is to hold a public hearing. Therefore, it is on **motion by Trustee Chapman, seconded by Trustee McGrew to set the public hearing for the proposed Special Use Permit for 4 Stickley drive at the September 14, 2021 regular meeting of the Village Board.**
MOTION CARRIED 3-0

MINUTES

- July 13, 2021 Regular Meeting
Motion by Trustee McGrew, seconded by Trustee Abdo-Rott to approve the minutes of the July 13, 2021 regular meeting as submitted. **MOTION CARRIED 3-0**

ABSTRACT

RESOLUTION TO APPROVE PAYMENT OF CLAIMS
August 10, 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 015 (2020-2021)	\$7684.80	(V1090-1097)
General Fund	Abstract 003 (2021-2022)	\$170,087.30	(V099-176)
Village Centre Reno	Abstract 715	\$13,500	(V66)
Main St Revitalization	Abstract 407	\$12244.08	(V8-9)
Trust & Agency	Abstract 339	\$1190	(V78)

and

June Payroll Expenses for Payroll #13, 14, 15 (attached) \$292,838.49

NOW THEREFORE BE IT RESOLVED:

On motion by Trustee Chapman, seconded by Trutee Abdo-Rott that the Board of Trustees of the Village of Manlius approve the payment of claims **totaling \$483,542.30** by the Village Treasurer as outlined above.

DEPARTMENT REPORTS

DPW – Mr. Sherwood was present and stated he had nothing additional to report other than what was submitted in his written report to the Board.

Fire Chief – Chief Casscles was present and had the following for Board consideration. He advised the Board that there will be funding coming from Assemblyman Manion’s Office for replacement of mobile data terminals in the emergency equipment which also includes \$75K for new extrication equipment:

Lateral Transfer Firefighter Paramedic Part-Time – Dupree

Motion by Trustee McGrew, seconded by Trustee Chapman to approve the lateral transfer to the Manlius Fire Department, part-time employee Griffin Dupree. **MOTION CARRIED 3-0**

Surplus Engine 1 – Auction Results

The high bid through Auctions International was \$8200 for Engine #1. It is the recommendation of Chief Casscles that the Board authorize awarding the bid for this piece of apparatus to the high bidder.

Motion by Trustee McGrew, seconded by Trustee Chapman to approve the sale of Engine #1 to the high bidder through Auctions International in the amount of \$8200. **MOTION CARRIED 3-0**

Medic Car Replacement Proposal

As discussed during budget talks, Chief Casscles budgeted \$20,000 to replace the Medic car, provided that the Village received enough (\$25,000) on the sale of the current Medic car to cover the total cost with the \$20K budgeted. The market is such, there are not vehicles available for purchase or order based on his research. He was able to find a suitable vehicle – 2021 Chevrolet Tahoe SSV for \$43,997 – on the lot at DeNooyer Chevrolet. He is requesting the Village Board approve the purchase, knowing that there is a gamble that we may not get what we are seeking for the 2017 Ford Medic Car. Mayor Whorrall stated that at the last meeting the Board approve declaring the Medic Car surplus pending a bidder meeting the reserve on the vehicle.

The Board discussed at length and felt the risk was minimal at this point, given the high prices which are being paid for used vehicles.

Motion by Trustee McGrew, seconded by Trustee Abdo-Rott to approve the immediate purchase of the 2021 Chevrolet Tahoe SSV and put the 2017 Medic Car up for auction on Auctions International. **MOTION CARRIED 3-0**

Sale of Squad 5 – North Brookfield Fire Department

Chief Casscles explained the offer from the North Brookfield Fire Department in the amount of \$35,000 is higher than any offer to date.

Motion by Trustee Abdo-Rott, seconded by Trustee McGrew to authorize the sale of Squad 5 to the North Brookfield Fire Department in the amount of \$35,000. **MOTION CARRIED 3-0**

Purchase Chevrolet Silverado 2021

With the sale of the Squad 5 they are seeking approval to purchase a 2021 Silverado 2500 pickup in the amount of \$39,665. The pickup truck will be used to move personnel to and from an incident scene and can tow the side-by-

side trailer as well. Mayor Whorral stated he was concerned when the Board agreed to surplus Squad 5 as it was used almost exclusively to move personnel to incident scenes.

The Board discussed at length. The unanticipated revenue from the sale of Squad 5 will pay the majority of the purchase of this vehicle. Both Trustee Chapman and Trustee Abdo-Rott stated that they would have liked to see this in large-scale apparatus replacement plan. Chief Casscles stated that there would be no significant additional costs to outfitting the Silverado (only a couple hundred dollars).

Motion by Trustee McGrew, seconded by Trustee Chapman to approve the purchase of the 2021 Chevrolet Silverado as a replacement for the surplus Squad 5 sold to North Brookfield.

MOTION CARRIED 3-0

Chief Casscles also discussed the issues with the patient transfers at the hospitals and a letter was drafted by Medical Direct Knutsen and a letter was sent out on behalf of both Fayetteville and Manlius ambulance services.

Administrator – Mrs. Dygert was present and had the following for Board consideration:

Desktop Computer – Deputy Clerk Vincitore

The Garam Group provided pricing for a new desktop computer station for Ms. Vincitore. The total amount of the purchase would be \$1300.

Motion by Trustee Chapman, seconded by Trustee McGrew to approve the request for purchase of a new desktop workstation for the Deputy Clerk.

MOTION CARRIED 3-0

Cold War Exemption Refunds

Based on the information we found with the County, the Village Cold War Exemption has not been applied since at least 2010, but likely before then. We can only go back 3 years (Current year, 2020 & 2019). The total amount of refunds will be as follows:

2021 = \$1675.36 2020 = \$1672.19 2019 = \$1672.19

Motion by Trustee Chapman, seconded by Trustee Abdo-Rott to authorize the refund of the amounts as listed for the Cold War Exemptions which should have been on the Village tax bills.

MOTION CARRIED 3-0

Standard Workday Reporting Resolution

Auditorium Request for Use by Manlius Library

Mrs. Dygert explained that the use of the Auditorium is almost exclusively used by the Senior Centre and she feels that limiting the use of the Senior Centre wouldn't be fair. If the Senior Centre doesn't need the auditorium on Mondays and Wednesday from 9:45-10:45 then this request will be fine.

Sexual Harassment Training Update

Nadine Zesky of our EAP provider was onsite to provide two sexual harassment prevention training sessions for Village employees. There were several who were not available to attend. Those will be notified of an upcoming webinar training at a time to be determined.

County Funding – Shared Services

The Village has submitted a funding request to Onondaga County under the NYS program which rewards municipalities for offsetting property taxes by entering into shared service agreements. This, if approved, will result in the amount of \$100,342 in funding from NYS.

NYCOM Fall Training

Requesting permission for Lisa Baker and Lisa Vincitore to attend the NYCOM Fall Training School in Saratoga Springs from September 20-24th. The cost of the training will be approximately \$3200 total.

To be voted upon under the Mayor's report.

Codes Enforcement

- 315 Fayette Street – TKD Karate will be coming into this space. Unplugged Gaming will also be filling one of the vacant stores in the plaza.
- Fayette Street PUD Update – Referral Notice sent
- Working on citing properties for signage erected without a permit. Sending out 2nd notices to property owners to remedy.

Mayor's Report

- **ARPA Municipal Funding Request through Onondaga County** – while Mayor Whorral was away, Mrs. Dygert was working with Aaron Kohler at Onondaga County on submitting a Municipal Funding request for \$168,500 which is funding eligible to offset the costs of expanding ongoing projects such as the Main Street Project. Mayor Whorral would like the funding to be used to bury the power lines in the business districts of the Village.
- **SMTC Meeting** – is to be held on August 19th at 10:30 am for business input/submittals on additional pocket parks or other changes to existing infrastructure.
- **Grant Proposal Funding** – he would like a line item within our budget in the amount of \$25,000 for grant opportunities which may pop up throughout the course of our fiscal year.
- **ARPA Funding** – would like to see \$25,000 to go towards the Fire Station Memorial park and the remaining funds to be used to bury power lines.
- **Appreciation DPW/Liaison** – Mayor Whorral commended Chris Sherwood and Janice Abdo-Rott for working on the tables, benches and assisting the Senior Centre with their upgrades.
- **Safety Committee** – will meet August 19th at 1:00
- **NYCOM Fall Training** – in addition to the two employees from the Clerk's office, he would like Board approval for all those interested in attending. Mayor Whorral and Trustee McGrew will need to go on September 19th and Trustee

Chapman will only need payment of his registration. Mayor Whorrall and Trustee McGrew will need an appropriation of \$1600 where the Clerks will be approximately \$1400 each.

Motion by Trustee Chapman, seconded by Trustee McGrew to approve the attendance of Mayor Whorrall, Trustee McGrew, Trustee Chapman, Deputy Clerk-Treasurer Baker and Deputy Clerk Vincitore to attend the NYCOM Fall Training.
MOTION CARRIED 3-0

- **Town Comprehensive Plan** – Mayor Whorrall is on the committee and the first meeting was held on August 5, 2021. He expressed his concern over the survey that was circulated by the committee and that there was no way of knowing what areas the respondents were speaking about. For instance, there were responses that there were no recreation programs or senior activities. He felt that there should have been more demographic info on the respondents.
- **NYCOM Press Release Today** – Governor Cuomo announced his resignation effective two weeks from today (Mayor read statement).
- **Thank you from Justice Greenman** – a very heartfelt thank you note was received, thanking the Village for the dedication of the Court Room and the reception after (Mayor read card).

Trustee Reports:

Trustee Abdo-Rott – Beautification Committee meeting set up to talk about the plantings for next year.

Trustee Chapman – September 10, 2021 will be the next podcast episode with the Fire Chief. The Planning Board is doing a great job with the PUD.

Trustee McGrew – NYCOM Meeting regarding the American Rescue Plan expenditure report needs to be submitted annually through 2026 to account for the expenditure of funds. He spoke on NYCLASS and Mrs. Dygert stated we are already enrolled in NYCLASS.

Attorney Report:

Nothing additional to report. Mr. Decker asked if he should submit the referral notice for the Special Use Permit application and Mr. Spencer stated he would be happy to do it for us.

Executive Session

Motion by Trustee McGrew, seconded by Trustee Abdo-Rott to adjourn the regular meeting to executive session.

Board entered executive session at approximately 9:00 p.m.

Having no decisions made in executive session Motion by Trustee McGrew, seconded by Trustee Abdo-Rott to leave executive session and re-enter the regular meeting.

Board re-entered regular meeting at 9:10 p.m.

ADJOURN

There being no further business before the Board it was on motion to adjourn the meeting made by Trustee McGrew, and seconded by Trustee Abdo-Rott at 9:11 p.m.

MOTION CARRIED 3-0

Respectfully submitted by,

Martha Dygert
Administrator/Clerk-Treasurer