

**VILLAGE OF MANLIUS  
BOARD OF TRUSTEES  
December 13, 2022 Regular Meeting**

**PRESENT:** Mayor Whorrall, Trustee Chapman, Trustee McGrew, Trustee Abdo-Rott

**ABSENT:** Trustee Pilewski

**OTHERS:** Lisa Baker, Clerk/Deputy Treasurer; Brad Hunt, Village Attorney; Chris Sherwood, DPW Superintendent; Mike Decker, Codes Enforcement Officer; Jansen Casscles, Fire Chief; Christine Roet, Recreation Director; James D'Agostino, SMTTC; Judya & Jerry Dardzinski, Residents; Steve Weiter, Village Resident; Ann Smith, MSAC; Don Gates, Village Resident; Jerry Menter, Susan & David Carwell, Resident; Mike Alexander, SMTTC; Katlyn Kriesel, Town Counselor; Alissa Italiano, Town Counselor; Dan Chapman + 1, AW Wonder; Rob Oley, Village Resident; James Vandeuson and Rebecca Girourad, Rolling Rust Room; Mike McCracken, Taco Bell.

Mayor Whorrall opened the meeting at 6:34pm with the Pledge of Allegiance. The Mayor welcomed everyone to the board meeting. He commented on the large agenda that we have tonight, hopefully it will move along quickly. Our attorney was not present at this time, so we needed to hold on the Public Hearing on Mill/Flume zone change.

**COMMUNICATIONS**

The Mayor introduced SMTTC, who was present to share the Manlius Village Transport Study. After the presentation, they will be available in the auditorium for any questions. Mike Alexander was the presenter. He was having technical difficulties so the Mayor moved on with other business.

Letter from Manlius Volunteer Fire Company. This is to formally notify you that at its regular meeting on December 8, 2022, the Manlius Volunteer Fire Company voted for the following people in regards to membership:

Voted to Probationary Membership:

Emily Heinz Auxiliary

Emily Detor EMS

Vicky Gollinger EMS

Promoted from Probationary Membership to Full Membership:

Katherine Gilligan

Removed from Probationary Membership due to inactivity:

Jason Grey

Sarah Tuttle

Camila Wojtasiewicz

Resigned from Membership:

Mikaela Dupuis-Cormier

Yours Truly,

Rob Furey

**Motion by Trustee McGrew, seconded by Trustee Chapman, the membership changes submitted by Secretary Fury were approved.** **MOTION CARRIED 3-0**

FEMA - the progress with the trash rack has been put on hold. The Mayor will be having a conversation with FEMA on Thursday. The project cost for us would be \$900,000.00 which is not feasible for the Village of Manlius. Chapman suggested that the resident be contacted.

The Mayor presented a letter from Al Stirpe in regards to funds that are now ineligible for reimbursement from a grant in 2014 for \$250,000.00. We have been told by the assemblyman that he is still willing to award us for that amount of money for some other projects within the Village.

The Mayor made a motion to open the **Public Hearing**.

**Motion by Trustee Chapman, seconded by Trustee McGrew to open the Public Hearing.** **MOTION CARRIED 3-0**

Attorney Hunt opened the Public Hearing on the proposed change to the zoning map of the village. The area is south of Mill St and Flume Rd. It is currently zoned industrial and would like to change it to Residential Multiple Use. This will be consistent of how the property is currently being used. Onondaga County had proposed this several years ago. Codes Officer Mike Decker reiterated the zone would be an RM. There are a few businesses in that area that will be grandfathered in. Chapman commented people are asking how this was determined. Decker stated the RM zoning fits the area more so than the industrial zoning. Attorney Hunt stated the 2<sup>nd</sup> component is to change to the zoning code that the existing code would be grandfathered in. A resident, Steve Weiter expressed concerns of the area that was once industrial. Is there a soil issue? Decker will reach out to DEC for information on this. Resident David Carroll expressed concern on how things would change with grandfathering in since he owns a warehouse in that area. Attorney Hunt stated as long as uses stay the same it will be grandfathered in.

**Motion by Trustee McGrew, seconded by Trustee Abdo-Rott to close the Public Hearing.** **MOTION CARRIED 3-0**

### **RESOLUTION OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MANLIUS: December 13, 2022**

The Village of Manlius Board of Trustees has proposed an amendment to the Village of Manlius Zoning Map. The proposed amendment would change the zoning of the area south of the intersection of Mill Street and Flume Road from Industrial to Residential—Multiple Use.

As reflected in the minutes of the Village Board's June 14, 2022 meeting, the Village Board passed a motion pursuant to section 99-35 of the Village of Manlius Zoning Code to propose changing the zoning of the area south of the intersection of Mill Street and Flume Road. The area is currently zoned Industrial, and the Village Board proposes changing the zoning to Residential—Multiple Use. Although zoned Industrial, the area does not currently contain industrial uses. The area is primarily residential, with some low-impact businesses. Most of the

area in question is designated as Residential-Multiple Use on Onondaga County's 2021 draft zoning map for the Village of Manlius. Thus, the proposed zone change is largely consistent with the County's draft map.

The Village Board referred the proposal to the Planning Board pursuant to Village Zoning Code section 99-35. At its meeting on November 1, 2022, the Planning Board voted to provide a positive recommendation in favor of the amendment. The Planning Board noted that the proposed amendment is consistent with the current use of the area and with the Village's plans for the area going forward.

The Village Board referred the proposal to the Onondaga County Planning Board, which determined by resolution dated November 30, 2022 that the zone change will have no significant adverse inter-community or county-wide impact.

The Village Board of Trustees held a public hearing on this matter at its December 13, 2022 meeting.

At its meeting of December 13, 2022, 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." Although zoned industrial, the subject area does not currently contain industrial uses, and is primarily residential, with some low-impact businesses, as well as parkland and lands abutting Limestone Creek.
2. Pursuant to sections 99-35 of the Village of Manlius Code, the zone change from Industrial to Residential-Multiple Use is APPROVED. The zone change applies to approximately 10.63 acres known as tax map ## 028.-01-07.1; 028.-01-2.0 – 5.0; 029.-02-21.0 – 27.0; and 028.-01-01.1.
3. Local Law number \_\_ of 2022, which enacts the zone change, is APPROVED. The Village Clerk and Village Attorney are authorized to execute and file the Local Law.
4. After the filing of the Local Law with the Secretary of State, the Village Zoning Map shall be modified to reflect the zone change.

Dated: December 13, 2022

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

**Motion by Trustee Chapman, seconded by Trustee McGrew to approve the zone change as presented**  
**MOTION CARRIED 3-1**

**RESOLUTION OF THE  
VILLAGE BOARD OF TRUSTEES OF THE  
VILLAGE OF MANLIUS: December 13, 2022**

The Village of Manlius Board of Trustees has proposed an amendment to the Village of Manlius Zoning Code.

The proposed amendment would amend the nonconforming use provision in the Village Zoning Code to provide that uses existing at the time of an amendment to the Zoning Code or Zoning Map will be grandfathered following the amendment. This amendment is being enacted in connection with a zone change of the area south of the intersection of Mill Street and Flume Road from Industrial to Residential-Multiple Use. This amendment will ensure that existing nonconforming businesses in the Mill Street/Flume Road area will be grandfathered after the zone change.

Pursuant to section 99-35 of the Village of Manlius Zoning Code, the Village Board formally proposed the amendment at its June 14, 2022 meeting.

The Village Board referred the proposal to the Planning Board pursuant to Village Zoning Code section 99-35, along with the proposed zone change. At its meeting on November 1, 2022, the Planning Board voted to provide a positive recommendation in favor of these amendments to the Village Zoning Map and Zoning Code. The Planning Board noted that the proposed amendments are consistent with the current use of the area and with the Village's plans for the area going forward.

The Village Board referred the proposal to the Onondaga County Planning Board, which determined by resolution dated November 30, 2022 that the amendment will have no significant adverse inter-community or county-wide impact.

The Village Board of Trustees held a public hearing on this matter at its December 13, 2022 meeting.

At its meeting of December 13, 2022, 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.” The amendment is consistent with the intention of the Zoning Code and will make the Zoning Code consistent with the codes of many other municipalities.

2. Pursuant to sections 99-35 of the Village of Manlius Code, section 99-28 is amended so as to add the language in **bold** below:

99-28. Nonconforming buildings, structures and uses.

The lawful use of any building, structure or land existing at the time of the enactment of this chapter, **or at the time of any amendment to this chapter**, may be continued, although such use does not conform to the provisions of this chapter, **or any amendment to this chapter**, subject to the limitations on nonconforming signs contained in § 99-25J of this chapter and on swimming pools contained in 99-22G(7) of this chapter.”

3. Local Law number \_\_ of 2022, which enacts the Zoning Code amendment, is APPROVED. The Village Clerk and Village Attorney are authorized to execute and file the Local Law.

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

Dated: December 13, 2022

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

Motion by Trustee Chapman, seconded by Trustee McGrew to approve as presented to grandfather in the zone change.

**MOTION CARRIED 4-0**

## COMMUNICATIONS

SMTC- Mike Alexander (Transportation Planner) presented the Manlius Village Mobility Study. Stated this is informational only, not a proposal. They develop a plan and make suggestions which can be used as a reference and resource. They would also like to collect public feedback. They will develop a report for the public. They had a set up in the auditorium for the public to see the plans and ask questions. Mayor Whorrall reiterated they have been working with us and the DOT for several years and have great ideas.

Village of Minoa Holiday Party – December 15 from noon to 3pm

Mayor's Association Holiday Party – December 21 at Vito's

Veterans' Nonprofit Capital Program seeking applications for NYS Grants Reform Gateway.

AW Wonder- Purchased the movie theater. They have worked closely with us to obtain certain grants. A presentation was done on a new idea called Rolling Rust Room which is behind AW Wonder. A video was displayed. The Mayor thinks all the projects in that area are a great addition to the Village of Manlius. Katlyn Kriesel asked if grants have been applied for this project, the Mayor commented that the Village does have some funds to give to them.

Dunkin Donuts and Taco Bell- The Mayor stated that we cannot pick and choose what restaurants can come to Manlius. This is not a decision made by the Mayor alone, There is a process that is followed and it is done by the Planning Board and Trustees. Decker stated these are two separate circumstances. Station 1 site, the taco bell applicant has applied for a special use permit. We need to rectify the zoning in that area. In order for taco bell to receive a special use permit, the zoning would need to be changed to Commercial 1. With Dunkin Donuts they are preparing for demolition and will need a permit to tear down the house adjacent to them. They would like to update the building and apply for a special use permit for a drive thru. We need to come up with proposals for recommendations for these areas and amend our current zoning if interested. Decker stated this is a unique time that both are requesting. The Mayor stated no decision needs to be made at this time. Mike McCracken was present to answer questions on the Taco Bell proposal.

## AGREEMENTS

Town of Pompey Fire/EMS Amended 2023 Contract

**Motion by Trustee Abdo-Rott, seconded by Trustee Chapman to approve the amended Town of Pompey Fire/EMS 2023 Contract.** **MOTION CARRIED 3-0**

Dish Wireless Contract has been finalized.

## DEPARTMENT REQUISITIONS

DPW

- American Rock Salt      Rock Salt      Cost: \$45,254.16

**Motion by Trustee McGrew, seconded by Trustee Chapman to approve the American Rock Salt Requisition as submitted.** **MOTION CARRIED 3-0**

- CNY Security Solutions      Trilogy Lockset      Cost: \$2,205.00

**Motion by Trustee McGrew, seconded by Trustee Chapman to approve the Trilogy Lockset Requisition as submitted.** **MOTION CARRIED 3-0**

- Earth Planter Self-watering Hanging Baskets

Cost: \$6360.00

**Motion by Trustee Abdo-Rott, seconded by Trustee Chapman to approve the Hanging Baskets Requisition as submitted.** **MOTION CARRIED 3-0**

## MINUTES

- November 8, 2022 Regular Meeting

**Motion by Trustee Abdo-Rott, seconded by Trustee Chapman to approve the November 8, 2022, minutes as submitted.** **MOTION CARRIED 3-0**

## ABSTRACT

### **RESOLUTION TO APPROVE PAYMENT OF CLAIMS** **December 13, 2022**

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 007	\$656,823.33	(V737-831)
Main Street Revitalization	Abstract 422	\$ 5,466.05	(V15)

and

November Payroll Expenses for Payroll #22, #22A and #23 (attached) \$197,335.69

NOW THEREFORE BE IT RESOLVED:

That the Board of Trustees of the Village of Manlius approve the payment of claims **totaling \$859,625.07** by the Village Treasurer as outlined above.

**Motion by Trustee Chapman, seconded by Trustee Abdo-Rott to approve the abstract and payroll.** **MOTION CARRIED 3-0**

## DEPARTMENT REPORTS

RECREATION- Recreation Director Christine Roet was present for the meeting. The Mayor wanted to congratulate Christine Roet on a great job with the Christmas tree Lighting Celebration. He is upset that bad publicity through social media must transpire.

- Need approval for Powell's Snow Games on Sunday, February 5<sup>th</sup>

**Motion by Trustee Chapman, seconded by Trustee Abdo-Rott to approve Powell's snow game** **MOTION CARRIED 3-0**

- Senior Center and Recreation Department would like to host open pickle ball on Tuesday Evenings.

**Motion by Trustee Abdo-Rott, seconded by Trustee McGrew to approve Pickle Ball.** **MOTION CARRIED 3-0**

- Jenn Chapman's expenses for Organized Play

**Motion by Trustee McGrew, seconded by Trustee Abdo-Rott to approve the expenses.** **MOTION CARRIED 3-0**

- Skating rink is being built by the DPW.

DPW- Superintendent Chris Sherwood was present for the meeting.

A requisition has been put in for a new loader, he has put it in auction and has received more than the trade value.

Mayor Whorral stated a motion needs to be made for this to be sent to auction.

**Motion by Trustee McGrew, seconded by Trustee Chapman to send loader to auction.**

**MOTION CARRIED 3-0**

CODES – Codes Enforcement Officer Mike Decker was present for the meeting.

- 210 Fayette St- Signage installed is like the old owners, but new owners did not apply for a sign permit. Have sent a letter but no reply. Should we pursue with order to remedy or not.
- December 6<sup>th</sup> Planning Board Meeting. Signage application is still being tabled.
- RVs in the village- more are being parked in the village. Need a blanket order to remedy the process.
- Fire Inspections- Just finished populating addresses and will be sending letters.
- Order to remedies. Attorney Hunt and Decker will be working on procedures.

FIRE- Chief Casscles was present for the meeting.

- Hire 2 F/T vacancies Ryan Palmiter FF/EMT and Arati Rudd as FF/Paramedic position.

**Motion by Trustee Chapman, seconded by Trustee Abdo-Rott to approve the Full Time Positions.**

**MOTION CARRIED 3-0**

- Hire P/T FF/EMT Jacob Wojtowycz

**Motion by Trustee Chapman, seconded by Trustee Abdo-Rott to approve the Part-Time Position.**

**MOTION CARRIED 3-0**

- Ambulance Off-Load- Meeting with upper-level administration from Crouse and Upstate on Wednesday the 14<sup>th</sup>.
- EMS Mutual Aid Discussion- Working with Onondaga County Emergency Management and 911 center to develop a plan to address the frequency of our EMS units leaving our primary territory.
- Discussion may need to transpire on an agreement with Chittenango similar to the agreements with the Town of Manlius and Town of Pompey.
- Ladder Truck- out of service due to damage. We are utilizing a truck from the Dewitt Fire Department.

CLERK- Clerk/Deputy Treasurer Lisa Baker was present.

- Electric and gas by the ice rink have been transferred into the Villages name.
- We received a phone call requesting a Nativity Scene be set up by the clock.

#### **MAYORS REPORT –**

- Onondaga County Community Development for the Main Street Revitalization- funds remaining around 80,000. New grant money for Business District and Revitalization Projects in 2023- \$1,000,000.
- NY Forward submitted, no response yet. Hoping to hear by the Spring of 2023.
- Meeting last week and discussed the impact Micron could be having in the Town of Manlius.
- Electronic Message Board has been completed. We will be working with Fast Signs to set up.
- Second round of ARPA Funds- Committee meeting after the holidays.
- Need to work on the new Police Lease Agreement.
- Decorative Signs- Looking at morals to be painted on buildings. Also, Traffic Signal boxes.



- Manlius Cinema- the Mayor presented a proclamation to the previous owners.
- Dan Chapman is looking into purchasing the vacant property behind the movie theater.
- NYCOM Priorities- Meeting for proposals for the Legislative Program to be shared with Governor Hochul's Office. Will meet in February to present.

#### TRUSTEES REPORTS

##### **Trustee Abdo-Rott:**

- Attended the Planning Board Meeting.

##### **Trustee Chapman:**

- Thank you to SMTC. There are a lot of great ideas. The Recreation Parks Committee is still looking at the Ledyard Canal to attach our villages. Oley has walked the trails and taken pictures to help with their study.
- The Parks and Recreation Committee are meeting December to finalize their draft reports for improvement of the parks. It is being categorized as Routine Maintenance, Short Term Improvements and Long Dream Wish List. Will report to the meeting in January.
- Pod Casts- Rolling Rust Room
- Facebook Live Interviews have been going well to help promote the businesses.

##### **Trustee McGrew:**

- No comment.

##### **Attorney Hunt:**

- No Comment.

#### **PUBLIC FORUM**

Rob Oley commented on social media and stated that it is not all negative, there are a lot of positive comments listed too.

Oley also asked about the policy on RVs. He was not aware of the codes.

Oley questioned the ambulance issues. He was curious if this has been an issue since COVID. Chief Casscles stated it is definitely not a new issue, but it has become more abundant.

Steve Weiter commented on the litter within the village. Would like to see more trash and recyclable bins distributed throughout the village. Sherwood stated for now they are put away for the winter.

Ann Smith the Director of the Senior Centre stated they have their biggest campaign going on at this time for donations.

#### **ADJOURN**

Mayor Whorral requested the meeting be adjourned at 9:04pm for executive session.

**Motion by Trustee McGrew, seconded by Trustee Abdo-Rott to adjourn to executive session.**

**MOTION CARRIED 3-0**

Mayor Whorral motion to adjourn the executive session at 9:39pm.

**Motion by Trustee Abdo-Rott, seconded by Trustee McGrew to adjourn from executive session.**

**MOTION CARRIED 3-0**

Mayor Whorral motioned to accept the Separation Agreement for Lieutenant Finger.

**Motion by Trustee McGrew, seconded by Trustee Chapman to accept the Separation Agreement.**

**MOTION CARRIED 3-0**

Mayor Whorral motioned to accept Captain Hoham and Chief Casscles to be eligible for paid vacation time the same as what a public officer is eligible for.

**Motion by Trustee Abdo-Rott, seconded by Trustee Chapman to accept Captain Hoham and Chief Casscles to be eligible for paid vacation the same as what a public officer is eligible for.**

**MOTION CARRIED 3-0**

Mayor Whorral motioned to adjourn the meeting at 9:45pm.

**Motion by Trustee Abdo-Rott, seconded by Trustee McGrew to adjourn the meeting at 9:45pm**

**MOTION CARRIED 3-0**

Respectfully Submitted by,

Lisa Baker  
Village Clerk