

**VILLAGE OF MANLIUS
BOARD OF TRUSTEES
January 8, 2019 Regular Meeting**

PRESENT: Mayor Whorrall, Trustees McGrew, Chapman and Pilewski.

ABSENT: Trustee Abdo-Rott

OTHERS: Martha Dygert, Admin/Clerk-Treasurer; Attorney Rick James; Chris Sherwood DPW Superintendent; Benita Rodriguez, Deputy Clerk/Recreation; Brad Pinsky, MFD; Rich DeGuida, MRB Group; Matt Napierala, Napierala Consultants; Rob Oley; David Haase, MFD; Chase Bilodeau; Jeff Amack; Ruby Amack; Ethan Terchowicz; Bridget Maloney; Matt Hodinger.

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

PUBLIC FORUM:

Rob Oley – had a handout to provide to the Board regarding sample local law to address charging fees for abandoned properties citing, as a sample, the local law recently adopted by the Village of Colonie as an example. He thought the fees could potentially be used for some type of beautification fund.

EXECUTIVE SESSION

At the advice of the Village Attorney, the Board moved by Trustee Chapman and seconded by Trustee McGrew to enter executive session to discuss an issue relative to pending or potential litigation. **MOTION CARRIED 3-0**

The Board adjourned the regular meeting to enter executive session at 7:05 p.m.

As no decisions were made nor votes taken in executive session, it was on motion by Trustee Pilewski, seconded by Trustee Chapman to leave executive session and re-enter the regular meeting at 7:28 p.m. **MOTION CARRIED 3-0**

PETITIONER – Dog Park Proposal/Agents of Change

Ruby Amack and Ethan Terchowicz, 8th grade students at Eagle Hill Middle School, as part of a class project, were present to discuss an idea with the Board regarding the construction of a dog park in one of the existing Village Parks. These students had already spoken with Mayor Whorrall about this idea. Mayor Whorrall asked that they give a synopsis of their idea to the Board and also encouraged them to come back with a well-thought out plan with as much information included as possible – as the public will have many questions. The two students are scheduled to give a presentation at the Manlius Library on January 9th and the Mayor wants to make sure they are prepared for the questions. They should bring back a detailed plan to include construction costs and funding sources for the Board to consider. Mayor stated he was impressed with these students and their vision for the community.

COMMUNICATIONS

Onondaga County Legislature – Resolution #7-2019 Village Public Improvements 2020-2030

The Clerk of the Legislature forwarded the resolution adopted on January 2, 2019 regarding the 2020-2030 proposal for funding to Villages. Mrs. Dygert and Mayor Whorrall explained the resolution and what it means for the revenues side of the budget. In the 2019-2020 year it will mean **an increase** in VIP Funding as follows: 70K increase per year in the first three (3) years, increased to 92K in years 4-6; 118K years 7-9; and 143K in year 10. Mayor Whorrall expressed his thanks to Legislator Holmquist and County Executive McMahon for supporting this proposal.

Town of Manlius Environmental Council

Notice was received relative to the TOMEK and the storage of relevant files relating to this Council and that there would be no further meetings scheduled unless needed. There is no action needed or requested.

Manlius Fire Company – Roster Changes

The following roster changes were sent to the Village Board for approval:

Moved to Full Membership:	Laurie Best	
Voted to Probationary Membership:	Kevin Haines	Fire/EMS

Steven Joslin EMS
Patrick Kitzel Fire
David Pecka EMS

Motion by Trustee Pilewski, seconded by Trustee McGrew to approve the roster changes as submitted by Secretary Rob Furey. **MOTION CARRIED 3-0**

MINUTES

- **December 11, 2018 Regular Meeting** – The minutes of the regular meeting were distributed to the Board and reviewed.

Motion by Trustee Pilewski, seconded by Trustee Chapman to approve the minutes of the December 11, 2018 minutes as submitted.

MOTION CARRIED 3 - 0

TRAINING REQUISITIONS

- NYCOM Legislative Meeting Whorrall, McGrew & Chapman (Reg Only) Approx. Cost: Varied
Motion by Trustee McGrew seconded by Trustee Pilewski to approve the training requisitions for NYCOM as submitted. **MOTION CARRIED 3-0**

ABSTRACTS

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	\$308,733.79	(V 730-818)
Trust & Agency	Abstract 315	\$ 2267.00	(V 29-30)
December Payroll Expenses for		\$162,410.13	(PR #25, 26 & 26A/2018)

NOW THEREFORE BE IT RESOLVED:

On motion by Trustee McGrew, seconded by Trustee Pilewski hat the Board of Trustees of the Village of Manlius approve the payment of claims by the Village Treasurer as outlined above. **MOTION CARRIED 3-0**

DEPARTMENT REPORTS

Dept of Public Works – Chris Sherwood, Superintendent, was present to answer questions. The Board reviewed his report which did not contain any requests for approval. There were no questions for the DPW Superintendent.

Fire Department – Brad Pinsky was present representing the Fire Department. He provided the Board with a report in a new format. He is requesting the following approval:

Budget Transfer Request

From A3410.421 Fire Veh Repair \$6500 to A4540.421 EMS Vehicle Repair

Motion by Trustee Chapman, seconded by Trustee McGrew to approve the budget transfer request.

MOTION CARRIED 3-0

Mr. Pinsky stated that the request to purchase pagers can wait until the February meeting.

Administrator/Clerk-Treasurer – Mrs. Dygert was present to answer questions on her report

- **Town of Manlius Police Dept Lease** – Mayor and Clerk along with Rich Rossetti and Ed Theobald are working on finalizing the Lease agreement for 2018 and 2019.
- **EPA Notice** – Several meetings have been held relative to this issue. We will keep you updated as more information becomes available regarding what needs to be done to remedy.
- **Town of Pompey Agreement** – Still waiting for response from the Town of Pompey relative to the 2019 Fire Protection agreement.

- **Chicken Permit and Camper Request** – The property owner wishes to hold off on these requests for the time being.
- **Accounting Year-to-Date** – The November reports have been sent and the December reports will be finished by January 11th.
- **Personnel Committee** – A meeting of the personnel committee is tentatively set for Monday at 8:30 a.m. to discuss five separate personnel-related issues. One issue to be discussed is the expiration of the current collective bargaining agreements in May 2019 and the need to begin negotiations.
- **Deeds – Fire Station #1 & #2** – I was finally after much digging, phone calls, time with County Clerk etc – able to find the deed language for both stations and have given to Mr. Hannig. Station #2 was easy to locate however, based on information gleaned from researching the minutes books, looking through our records and discussing with Barbara Rivette, the property where the former Station #1 is located was originally acquired through a handshake arrangement with the then owner of the American Legion and Mr. Chapman of the gravel bed
- **Moody's Annual Issuer Comment Report** – See attached communication with a representative of Moody's relative to our financial standing. I wanted to make sure it was a clear representation of our position and made some comments/correction requests to her to incorporate into the statement. This is import if we are to borrow in the coming months for the HVAC/Window/Door projects.

NOTE: Codes Enforcement report was distributed to the Board at the meeting by Codes Enforcement Officer Mike Decker.

TRUSTEE REPORTS

Trustee Pilewski – Gave an update on the recreation. A 4th of July Committee meeting was held today at 5:30 p.m. He advised the Board that the Rec Dept has withdrawn from participating in the Frosty Forest event at Green Lakes. He also gave the December report of court cases/revenue.

Trustee Chapman - Posed a question regarding the budget process. Mayor Whorrall stated that the Administrator will send a budget timeline out to the Trustees and Department Heads.

Trustee McGrew – Stated that he met with the Fire Chief this past Friday and is requesting the Board authorize canvassing the civil service list for part-time personnel. He also stated that for executive session there are two personnel issues in the Fire Department which need to be discussed.

ATTORNEY REPORT

- Also stated an executive session was needed for two issues relative to pending litigation.
- Gave an update on the Liberty Commons – asked that two Board members volunteer to be appointed to the Manlius Economic Development Board in order to terminate the ground lease on the project. Trustees Chapman and Pilewski volunteered to fill those two positions in order to assist with release of the mortgage. Mr. James stated that the Village will be receiving \$9k impact fee for last year.

MAYOR REPORT

- Mayor's Association meeting will be held in Liverpool on January 16th and County Executive McMahon will be attending with Senator Antonacci.
- School Choice Week Proclamation read by Mayor Whorrall.
- Fire Station Deeds were located and the surveys have been completed.
- Shared with the Board and public the passing of former Mayor Dick Donovan of Minoa and that he will be missed.
- MRB Annual Dam Safety Certification will cost roughly \$500 (as quoted by Rich DeGuida). This is for the Glencliff Retention Basin Dam and must be certified annually.

MRB Group – Dam Safety Certification

Motion by Trustee Pilewski seconded by Trustee Chapman to authorize the expenditure of up to \$500 for MRB Group to submit the Dam Safety Certification to the NYSDEC as required.

MOTION CARRIED 3-0

- Meeting with Police Dept relating to HVAC project will be Monday morning at 10AM.
- President of the F-M Little League approached Mayor Whorrall requesting approval to replace the existing batting cage. They won't be changing the location so therefore no approval from the Board is required.
- Girl Scouts requested use of Station #1 – two bays to store the cookies to be distributed the same day.
- County Fire Coalition Legislative Breakfast at the Lakeside Fire Department on January 234d

EXECUTIVE SESSION

Motion by Trustee Pilewski seconded by Trustee McGrew to adjourn to executive session for two personnel issues in the Fire Department and two separate issues of pending litigation. **MOTION CARRIED 3-0**

Board left regular meeting to enter executive session at approximately 8:30 p.m.

There being no decisions made nor votes taken in Executive Session, it was on motion by Trustee McGrew, seconded by Trustee Pilewski to leave executive session and re-open the regular meeting.

MOTION CARRIED 3-0

Fire Department – Disciplinary Suspension

Motion by Trustee McGrew, seconded by Trustee Chapman to uphold the discipline of the employee discussed in Executive Session as recommended by the Fire Chief – a 30-day suspension from membership in the Fire Company/Fire Department on the basis of misconduct with no exceptions or lifting of the suspension for the duration of the 30-day period for any Company meetings or events and further reserves the right to administer additional formal charges relating to his status as an officer, tentatively restricted from holding office for one year subject to a final decision of the Personnel Committee.

MOTION CARRIED 3-0

Key Bank Summons

Motion by Trustee Chapman, seconded by Trustee Pilewski to authorize the attorney representing the Village to render a no adverse position to the Key Bank adverse possession of the strip of land adjacent to the parcel at 228 E. Seneca St in the Village.

MOTION CARRIED 3-0

EPA – Order to Remedy Napierala Consulting

Per the proposal submitted by Matt Napierala for response to the EPA audit and requirement to submit a SWMP within the time period required, it was on motion by Trustee McGrew, seconded by Trustee Chapman to authorize contracting with Napierala Consultants for a NTE amount of \$30,000 for drafting the SWMP.

MOTION CARRIED 3-0

EPA Audit Order to Remedy – Legal Assistance

Motion by Trustee Chapman, seconded by Trustee Pilewski to authorize Robert Tyson of Bond, Schoeneck & King to assist with the EPA compliance issues.

MOTION CARRIED 3-0

ADJOURN

Motion by Trustee McGrew seconded by Trustee Pilewski to adjourn the meeting

MOTION CARRIED 3-0

The meeting was adjourned at approximately 10:15 p.m.

Respectfully submitted by,

Martha Dygert
Administrator/Clerk-Treasurer