

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on August 16, 2016 at 7:30 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Present:

Mr. Rick Zaccaria	Councilor
Ms. Darcie Lesniak	Councilor
Ms. Mary Frances Sabin	Councilor
Mr. Howard Tupper	Councilor
Mr. Ronald Dudzinski	Councilor
Mr. Claude Sykes	Supervisor

Absent: Ms. Patricia Dickman, Councilor

Also present:

Mr. Ken Bush	Town of Elbridge Supervisor
Mr. Kevin Gilligan	Town Attorney
Mr. Jason Hoy	Town Engineer
Mr. Doug Foster	Highway Superintendent
Ms. Lynn Precourt	Town Clerk

Pledge of Allegiance and Roll Call.

Citizens Comments:

Supervisor Bush, Town of Elbridge, was present to address the Board. He said he attended the Tessy Plastics expansion ribbon cutting last month here in Van Buren. He said he knows the town has been working hard to try to get something done with the old Syroco Plant next to the new Tessy warehouse. He said he is happy to help try to get that building back in use and create more jobs on the west side of the County. He said it is time the County steps up and helps clean up and create a new opportunity for that site.

Mr. Sykes thanked Mr. Bush for attending the meeting and offering help.

Mr. Bush said it benefits all of us to have economic development on this side of the county.

Approve minutes of the regular Town Board Meeting on August 2, 2016:

154-16-000 MOTION BY Mr. Dudzinski, seconded by Mr. Zaccaria, to approve the minutes of the Regular Town Board Meeting held on August 2, 2016 as published.

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Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Award proposal for survey work for Maple Road sidewalk project:

Mr. Sykes said this sidewalk will run from Van Buren Road to the walking trail to Ray Middle School and will be installed using grant money from Assemblyman Magnarelli. This survey work is necessary for the Engineer to draw up the plans for installation which will have to be approved by the NYS DOT.

Mr. Sykes said the town received two quotes, CNY Land Surveying in the amount of \$1,320 and one from Applied Earth Technology in the amount of \$2,700.

155-16-048 MOTION BY Mr. Tupper, seconded by Ms. Lesniak, to award proposal for Maple Road sidewalk survey work to CNY Land Surveying in the amount of \$1,320.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Authorize Engineer to publish bid documents and advertise for bids for Erie Canal Scenic Overlook and canoe launch project with bid date of September 2, 2016 at 10:00 am:

Mr. Sykes said this is being paid for with a grant from New York State Historic Parks & Recreation money and will need to be completed by the end of the year.

156-16-037 MOTION BY Mr. Dudzinski, seconded by Ms. Sabin, to authorize the Engineer to publish bid documents and advertise for bids for Erie Canal Scenic Overlook and canoe launch project with a bid date of September 2, 2016 at 10:00 am.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Authorize Engineer to publish and advertise for radiant concrete floor and heat system for 3417 Walters Road with bids due September 2, 2016 at 10:00 am:

Mr. Sykes said we are moving the bid opening date to September 16, 2016 at 10:00 am to give ourselves a little more time to solicit bids.

157-16-026 MOTION BY Mr. Zaccaria, seconded by Mr. Dudzinski, to authorize the Engineer to publish and advertise for radiant concrete floor and heat system for 3417 Walters Road with bids due September 16, 2016 at 10:00 am.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

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Receive insulation bids for 3417 Walters Road:

Mr. Sykes said the town received one bid for the insulation in the bay area of the building.

158-16-026 MOTION BY Mr. Dudzinski, seconded by Mr. Tupper, to receive the bid for insulation at 3417 Walters Road from Thermal in the amount of \$13,718.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Award bid for insulation for 3417 Walters Road:

159-16-026 MOTION BY Ms. Lesniak, seconded by Ms. Sabin, to award the insulation bid for 3417 Walters Road to Thermal in the amount of \$13,718.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Consider submitting Perry Road to NYSDOT for speed limit reduction from 55 mph to 35 mph:

160-16-046 MOTION BY Mr. Dudzinski, seconded by Mr. Tupper, to consider submitting Perry Road to NYSDOT for speed limit reduction from 55 mph to 35 mph:

Mr. Pat Ponto was present to address the Board. He said he lives on Perry Road and has seen the area develop more over the last ten years. He said because of this they have more people living on the road and more through-traffic. He said most of the road is not marked with a speed limit at all. He said there are two right angle curves and lots of blind spots. He feels it should have a safe speed limit that can be enforced if necessary.

Mr. Foster, Highway Supt., added that the road has snow drifts in the winter and agreed that the reduction should be considered.

Mr. Ponto said he can get neighbors to write in support of the speed reduction to include with the request.

Mr. Zaccaria said he would like to table this until the next meeting so he can drive the road.

161-16-046 MOTION BY Mr. Zaccaria, seconded by Ms. Lesniak, to table the speed reduction request for Perry Road from 55 mph to 35 mph to the September 6, 2016 Regular town Board Meeting.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

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All Ayes – Motion Carried & Adopted

Approval for Codes Officer to employ Syracuse Haulers for cleanup of 1606 Old State Route 31 at a cost of \$5,000 and place a against property as a lien:

Mr. Sykes said the town never received the written quote for clean up from Syracuse Haulers, but, was able to obtain one from Crisafulli Trucking, Inc in the amount of \$4,600.

162-16-033 MOTION BY Mr. Tupper, seconded by Ms. Lesniak, to approve the Codes Officer to employ Crisafulli Trucking, Inc. for the clean up of 1606 Old State Route 31 in the amount of \$4,600 and place against the property as a lien and authorize the Supervisor to execute the agreement.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Introduction of Local Law C-2016 – Amending Chapter 117 of Town Code regarding Flood Damage Protection:

Mr. Tupper asked if the map had changed much for this town.

Mr. Sykes said the new maps are available in the Code Enforcement Office and have hardly changed at all for this town.

163-16-030 MOTION BY Mr. Zaccaria, seconded by Mr. Dudzinski, to introduce proposed Local Law No. C-2016, “Amending Chapter 117 of the Code of the Town of Van Buren to repeal the existing language of Chapter 117 and to enact the following replacement language for Chapter 117, addressing Flood Damage Prevention, as authorized by the New York State Constitution, Article IX, Section 2, and the Environmental Conservation Law, Article 36”

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Van Buren.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of this Local Law, with the result that the Town Board shall act as lead agency in this matter, that the proposed local law is a Type II action in accordance with 6NYCRR Part 617(c)(19)(20) and (27) and will have no significant adverse impact on the environment for purposes of SEQR; and it is further

RESOLVED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. C-2016 at the Town Hall located at 7575 Van Buren Road in the Town on September 6, 2016 at 7:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

Roll Call Vote: Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Approval for 2 fire hydrants to be installed in Marion Meadows at Caserta Drive and Milan Way and at Caserta Drive and San Marino Path:

164-16-019 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to approve installation of two fire hydrants in Marion Meadows at Caserta Drive and Milan Way and Caserta Drive and San Marino Path.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Approval for Assessor to attend “Solar Panel Valuation” seminar at Watertown on 10/14/16 at a cost of \$199.00 plus mileage:

Mr. Sykes said part of this cost is reimbursed by NYS and the remainder is split between Lysander and Van Buren on a 60/40 basis.

165-16-027 MOTION BY Ms. Lesniak, seconded by Ms. Sabin, to approve the Assessor to attend “Solar Panel Valuation” seminar in Watertown on 10/14/16 at a cost of \$199.00 plus mileage.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Introduction of Local Law D-2016 regarding adding weight limits for two town roads and addition of a stop sign to Town Code:

166-16-030 MOTION BY Mr. Zaccaria to introduce proposed Local Law No. D-2016, to amend Chapter 186 of the Code of the Town of Van Buren titled “Vehicles and Traffic” with respect to Weight Limits on Certain Streets and Stop Signs, and made the following motion, which was seconded by Mr. Dudzinski:

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Van Buren.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQRA) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter; and it is further

RESOLVED AND DETERMINED, the enactment of said Local Law is a Type II action pursuant to 6 N.Y.C.R.R. Part 617.5(c)(16)(20)(27) for purposes of SEQRA thus concluding the environmental review process.

RESOLVED AND DETERMINED, that because the enactment of proposed Local Law No. D-2016 is a Type II action, it will have no significant adverse impact on the environment;; and it is further

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RESOLVED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local law No. D-2016 at the Town Hall located at 7575 Van Buren Road, Baldwinsville, New York on September 6, 2016 at 7:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Approval to add two town roads to the Town’s Road Inventory:

Mr. Foster said these two roads did not show up on the recent GIS mapping that the state is completing. He said this resolution will get them added to our list and will count as lane miles for CHIPS reimbursement.

167-16-025 MOTION BY Mr. Tupper, seconded by Mr. Dudzinski, to approve the following resolution:

WHEREAS, the New York State Department of Transportation is in the process of its GIS Local Roads Project, 2016; and

WHEREAS, the Town of Van Buren wishes to ensure that the NYSDOT records are correct and current with respect to Town roads in Van Buren, and

WHEREAS, the Town has for many years controlled, plowed, repaired and maintained Gallagher Road and Village Boulevard North.

NOW, THEREFORE, be it

RESOLVED AND DETERMINED, that this action is a type 2 action for purposes of SEQR; and it is further

RESOLVED AND DETERMINED, that the following roads be added to the inventory of those roads which are controlled, repaired and maintained by the Town of Van Buren:

- Gallagher Road, from its intersection with Gunbarrel Road to its dead end, with a centerline mileage of .55 miles.
- Village Boulevard North, being a divided roadway, from its intersection with NYS Route 48, through a traffic circle and ending at Van Buren Road and Village Boulevard South, being a divided roadway, from its intersection with NYS Route 48, through a traffic circle and ending at Van Buren Road, having a combined mileage of 4.49 miles.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Resolution to permit OCWA to install 1145 ft of 8” DICL water main in Marion Meadows Phase II in the road right-of-way:

168-16-051 MOTION BY Mr. Dudzinski, seconded by Ms. Lesniak, to permit OCWA to install 1145 ft of 8” DICL water main in Marion meadows Phase II in the road right-of-way.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Resolution on SEQRA determination for Improvement Projects in Van Buren Central Park:

Mr. Sykes said the town has received grant money to complete a series of improvements such as playground equipment, re-paving some areas and drainage improvements for the pond and must make the SEQRA determination.

169-16-037 MOTION BY Ms. Lesniak, seconded by Ms. Sabin, to make the following findings in regard to SEQRA for the proposed improvements in Van Buren Central Park:

- The Town Board intends to build a new pavilion, repave existing driveway and parking, install new playground equipment and perform miscellaneous minor drainage improvements.
- The proposed action is in accordance with the Town’s Comprehensive Plan, as this area of the Town was designated for recreational uses.
- The site is 102.33 acres, consisting of an existing park, driveways and parking areas, swimming pool, sport courts and accessory buildings.
- The site is served by public water.
- Any potential drainage run off impacts will be small or non-existent in nature.
- The proposed action is not likely to generate a substantial increase in traffic.
- Hours of operation will generally be from 9 am to 9 pm.
- Noise generated from operation is not likely to exceed ambient noise levels.
- Odors generated by operations at site should be transient in nature, as trucks & equipment are used for construction.
- Minimal waste will be generated at the site. Trash and recycling are contracted for removal from the site.
- The Town plans limited changes to the project site which might result in minor impacts to the environment.
- There are no reported “spills” and no reported contamination incidents involving the site, upon reference to the DEC data base.
- There are no historic sites in the vicinity of the site.
- It is not anticipated that herbicides or pesticides will be stored or used at the site.
- There are no unique or unusual geological features on the site.
- There are several residential properties in proximity to the proposed site which are separated from the site by wooded areas.
- Agricultural uses are prevalent around the project site.
- There is a wetland on the northeast corner of the property. This wetland is well outside the project area.
- While there will likely be a minimal increase in the use of electricity at the new pavilion, it is anticipated that any impact will be small and easily handled by existing facilities.
- The repaving of existing drives and parking could individually have been listed as a SEQR Type II project.

- It is determined that the park improvement will have no adverse environmental impacts upon the environment.

AND based upon the findings the Town Board declares the following in respect to SEQRA:

DASNY is an involved agency, as a funding source

This is an unlisted action

The Town Board will proceed on an uncoordinated basis

The Town Board will act as lead agency

The Town Board determines that there are no adverse environmental impacts likely to result from the proposed action and therefore issues a negative declaration, based upon the EAF parts 1 and 2 and the list of findings.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Approval of trash hauler license for White Glove Waste and Recycling:

170-16-021 MOTION BY Mr. Zaccaria, seconded by Mr. Dudzinski, to approve issuance of a trash hauler license for White Glove Waste and Recycling.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Councilor Committee Reports and Comments:

Mr. Dudzinski said he is happy to see the work on the Erie Canal Park progressing.

Ms. Lesniak said she is willing to send a letter to OCIDA regarding the environmental and economic development issues related to the former Syroco site.

Mr. Sykes said the NYS DEC did clean up the site and place a lien on the property that he believes is negotiable if the site is to be re-developed. He said after talking to the Tessa Plastics President he believes the site is more desirable if the existing buildings are already removed. Mr. Sykes said he would much rather see OCIDA use their resources to clean up sites like this one in order to entice new business than give tax incentives to apartment complexes and physician's office building.

Mr. Tupper said a resolution from this Board may be helpful as well.

Highway Superintendent Comments: None

Supervisor Comments:

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Mr. Sykes said there is a Primary Election on September 13, 2016 from Noon to 9:00 pm here at the Town Hall. The Primary is for members of the Conservative Party only. He said the Town does have to move the Zoning/Planning Board meeting scheduled for the 14th to Wednesday, September 14, 2016 at 7:00 pm.

171-16-016 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to move the Zoning/Planning Board Meeting from September 13th to September 14, 2016 at 7:00 pm because of the use of the Town Hall as a polling place for the Primary Election.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Citizens Comments:

Mrs. Akers asked if Tessy Plastics is using any part of the old Syroco plant.

Mr. Sykes said no, they are building a new warehouse.

Engineer Comments: None

Attorney Comments: None

172-16-000 MOTION BY Mr. Dudzinski, seconded by Ms. Lesniak, to adjourn to the next Regular Town Board Meeting on September 6, 2016 at 7:30 pm.

Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Respectfully submitted,

Lynn Precourt
Town Clerk

Dated: 8/17/16