

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on November 15, 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
Ms. Patricia Dickman	Councilor
Mr. Claude Sykes	Supervisor

Also present:

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: None

Approve minutes of the Regular Town Board Meeting on November 1, 2016:

229-16-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to approve the minutes of the November 1, 2016 Regular Town Board Meeting as published.

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

All Ayes – Motion Carried & Adopted

Approval for Town Engineer to attend training at cost of \$40.00:

230-16-027 MOTION BY Ms. Sabin, seconded by Mr. Tupper, to approve the Engineer's attendance at training at a cost of \$40.00.

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

All Ayes – Motion Carried & Adopted

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Consider acceptance of dedication of infrastructure and easements and right of ways in Marion Meadows Section 2:

Mr. Zaccaria asked if this includes the hammerhead that currently cannot be plowed by our highway department.

Mr. Sykes said no, that is in the first section that has been approved but, Mr. D'Arrigo is here tonight and that issue has been discussed.

Mr. D'Arrigo said he will contact Ryan Homes tomorrow to see if they have the ability to plow that area this winter for the two homes that are built. He said he is looking to purchase additional land that will allow the hammerhead to be plowed by the town next year.

231-16-053 MOTION BY Ms. Dickman, seconded by Ms. Lesniak, to approve the following resolution:

WHEREAS, Hyacinth Land Development, LLC, (hereinafter "Developer") has executed, pursuant to Highway Law Section 171, a "Dedication of Land and Release of Damages" form proposing to dedicate to the Town of Van Buren (hereinafter "Town") certain parcels of land for street or highway purposes and releasing the Town from all damages by reason of the laying out and opening of said streets or highways, said parcels of land being described in Schedule "A"; and

WHEREAS, consistent with the aforementioned "Dedication of Land and Release of Damages," Developer has executed a "Grading and Construction Agreement," dated June 11, 2014, providing for the dedication and construction of certain public improvements including roads, sewer and drainage facilities, the suitable grading of the site and the provision for security and insurance in relation to each phase of the Development; and

WHEREAS, said Developer has also executed and delivered to the Town a warranty deed dated November __, 2016, conveying said parcels of land to the Town; and

WHEREAS, the Developer provided to the Town easements for drainage and utility purposes as required by the approved plan, together with title insurance in an amount acceptable to the Town Board; and

WHEREAS, the Highway Superintendent of the Town has made, executed and delivered to the Town Board an order laying out such streets or highways; and

WHEREAS, the Town Board has reviewed and considered all of the aforementioned documents and have found them to be in proper order and the Town Board having further found that it is in the public interest to accept dedication of said streets or highways.

NOW, THEREFORE, it is

RESOLVED, that the Town Board, on the behalf of the Town, does hereby consent to the order of the Highway Superintendent laying out the said streets or highways and does hereby accept the dedication of the said streets or highways as set forth in Schedule "A"; and it is further

RESOLVED, subject to the review and approval of legal counsel for the Town, the Town Supervisor be and hereby is authorized to execute any and all documents necessary to accept and record the aforesaid warranty deed and easements; and it is further

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RESOLVED, that the Town Clerk be and hereby is authorized and directed to file and record in her office the aforementioned "Dedication of Land and Release of Damages" dated November __, 2016 and executed by Hyacinth Land Development, LLC, the written consent of the Town Board and the order of the Highway Superintendent laying out said streets or highways; and it is further

RESOLVED, that notwithstanding this resolution, Developer shall continue to be responsible to furnish and install the asphalt top course and tack coat and the punch list items, as identified by the Town Engineer in the document attached hereto as Schedule "B", and Developer shall post security for the performance of such obligations with the Town in accordance with the Town Engineer's estimates.

SCHEDULE "A"

All those tracts or parcels of land situate in the Town of Van Buren, County of Onondaga and State of New York, being part of Farm Lot Nos. 13 & 14 in said Town, being part of lands conveyed to Hyacinth Land Development, LLC by deed recorded in the Onondaga County Clerk's Office in Book 4911 of Deeds at page 44 7, being part of Marion Meadows Phase 2 according to a map of said tract made by Ianuzi & Romans Land Surveying, P.C. dated June 15, 2016 and last revised September 13, 2016 and filed in Onondaga County Clerk's Office _____, 2016 as Map No. _____ and being more particularly described as follows:

Streets as shown on said map of Marion Meadows Phase 2 and indicated as "Caserta Drive", "San Marino Path" and "Milan Way".

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

All Ayes – Motion Carried & Adopted

Councilor Committee Reports and Comments:

Mr. Tupper wished everyone a Happy Thanksgiving.

Highway Superintendent Comments:

Mr. Foster said they worked today on the intersection of Idlewood Boulevard and NYS Rt. 48 to fix the drainage and paving issues there.

He said the area has been patched, additional drainage work will be completed that will fix the standing water and ice in the winter and then re-paved in the Spring.

Supervisor Comments: None

Citizen Comments: None

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Engineer Comments:

Mr. Hoy said the project at the Erie Canal park will be completed once the handrail is installed.

Attorney Comments: None

232-16-000 MOTION BY Ms. Dickman, seconded by Ms. Sabin, to adjourn to the next Regular Town Board Meeting on December 6, 2016 at 7:30 pm.

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

All Ayes – Motion Carried & Adopted

Meeting closed 7:39 pm

Respectfully submitted,

Lynn Precourt
Town Clerk

Dated: 11/16/16

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