

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on April 18, 2017 at 7:30 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Present:

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

Absent: Ms. Darcie Lesniak, Councilor

Also present:

Ms. Wendy Reese	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 April 4, 2017:

072-17-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to approve the minutes of the Regular Town Board Meeting on April 4, 2017 as published.

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

All Ayes – Motion Carried & Adopted

Public Hearing – Local Law B-2017 – Zoning Amendment for PUD at 7029 Van Buren Road:

073-17-000 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to recess the regular meeting, open the public hearing and waive reading the legal notice published on April 12, 2017 in the *Baldwinsville Messenger*.

Mr. Zaccaria – 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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Mr. Sykes said right now Store More Pay Less has outside storage and they are looking to convert to indoor storage.

Mr. Sykes asked if there is anyone to speak in favor of this local law.

Mr. Mike Wagner, from Store More Pay Less, was present in to answer any questions.

Mr. Sykes asked if there was anyone to speak against this local law. No one spoke.

074-17-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to close the public hearing at 7:36 pm.

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

All Ayes – Motion Carried & Adopted

Public Hearing – Local Law C-2017 – in lieu of park payments for PUD zones:

075-17-000 MOTION BY Mr. Tupper, seconded by Mr. Zaccaria, to recess the regular meeting, open the public hearing and waive reading the legal notice published in the *Post Standard* on April 9, 2017.

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

All Ayes – Motion Carried & Adopted

Mr. Sykes said the town currently has a fee set for single residential homes and this local law will add one for apartments. He said the money goes to fund improvements to the town's parks and the Board feels it is appropriate to charge for apartments since those residents utilize town parks.

Mr. Sykes asked if there was anyone to speak in favor of this local law. No one spoke.

Mr. Sykes asked if there was anyone to speak against this local law. No one spoke.

076-17-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to close the public hearing and resume the regular meeting at 7:40 pm.

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

All Ayes – Motion Carried & Adopted

Consider adoption of Local Law B-2017:

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Mr. Sykes said the town is waiting on comments from the Onondaga County Planning Board so this will be placed on the May 2, 2017 agenda.

Consider adoption of Local Law C-2017:

077-17-030 The following resolution was offered by Ms. Sabin, who moved its adoption, seconded by Mr. Dudzinski, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, proposed Local Law No. C-2017, Amending Chapter 200 of the Code of the Town of Van Buren titled “Zoning”, amending the regulations for the Planned Unit Development District to include a fee in lieu of parkland, was presented and introduced at a regular meeting of the Town Board of the Town of Van Buren held on April 4, 2017; and

WHEREAS, a public hearing was held on such proposed local law on this 18th day of April, 2017, by the Town Board of the Town of Van Buren and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of Van Buren in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, on April 4, 2017 the enactment of Proposed Local Law No. C-2017 was determined to be an unlisted action and will have no significant effect on the environment thus concluding the SEQR review process; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. C-2017.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED that the Town Board of the Town of Van Buren, Onondaga County, New York, does hereby enact proposed Local Law No. C-2017 as Local Law No. 2-2017 as follows:

**LOCAL LAW NO. 2-2017
TOWN OF VAN BUREN**

BE IT ENACTED by the Town Board of the Town of Van Buren that this local law amends Chapter 200 of the Code of the Town of Van Buren, as follows:

Section 1.

So that a new Section 200-33(B)(8) shall be added to the Town of Van Buren Zoning Regulations, which shall read, in its entirety, as follows:

- “(8) The Planning Board may, in its discretion and upon evaluation of the present and anticipated future needs for the park and recreational facilities in the Town based upon projected population growth attributable to the residential portion of any planned unit development, render a finding that a proper case exists for requiring that a park or parks be suitably located for playgrounds or other recreational purposes with the Town. In the event the Planning Board makes such a finding but further determines that a suitable park or parks of adequate size to meet the requirement cannot be properly located within such district, the Town Board may require a sum of money in lieu thereof, in an amount to be established by the Town

Board. In making a determination of suitability, the Planning Board shall assess the size and suitability of lands shown on the site plan which could be possible locations for park or recreational facilities, as well as practical factors, including whether there is a need for additional facilities in the immediate neighborhood. Any moneys required by the Town Board in lieu of land for park, playground or other recreational purposes, shall be deposited into a trust fund to be used by the Town exclusively for park, playground or other recreational purposes, including the acquisition of property.”

Section 2.

This Local Law shall take effect upon its filing with the New York Secretary of State.

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

All Ayes – Motion Carried & Adopted

Amend town fee schedule to incorporate in-lieu of parks fee for apartment unit at \$262.50 per unit:

078-17-007 MOTION BY Mr. Tupper, seconded by Mr. Zaccaria, to amend the fee schedule to incorporate in-lieu of parks fee at $\frac{3}{4}$ of a single residential dwelling unit for apartment units at \$262.50 per unit.

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

All Ayes – Motion Carried & Adopted

Set May 1, 2017 at 10:00 am as date to receive bids on removal and replacement for four (4) A/C units at Town Hall:

Mr. Sykes said this is budgeted and the town will continue to budget to have a few of these units replaced each year until they are all updated.

079-17-034 MOTION BY Mr. Dudzinski, seconded by Mr. Tupper, to set May 1, 2017 at 10:00 as date to receive bids on removal and replacement for four (4) A/C units at Town Hall.

Mr. Zaccaria – 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:

Ms. Sabin said the Cable TV committee met last week to further discuss the franchise agreement renewal with Charter Communications and she has received a draft agreement. She said the committee will have one more meeting to discuss the draft and then it should be ready for the public hearing.

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Ms. Sabin said the town cannot impose anything on Charter Communications that it does not require of Verizon. She said she did impress upon Charter the importance of the local office on State Fair Boulevard and the town's interest in making sure that remains open to customers.

Mr. Sykes said the local office is utilized by more than just those in Van Buren and Baldwinsville and it always busy.

Mr. Zaccaria reported on the Parks & Recreation Committee meeting. He said they discussed programs for this Spring and summer. He said the Easter egg hunt sold out. The summer concert series will happen again this year with six free concerts for the public. He also said both the big pavilion B and the park lodge have been rented for each Saturday and Sunday throughout the summer.

Ms. Dickman complimented Mr. Zaccaria on a good agenda and meeting. She said the pool will be open June 17th and stay open for nine weeks.

Highway Superintendent Comments:

Mr. Foster said yard repairs are underway this week and should be completed by Friday. He asked anyone who has lawn damage from snow plowing to contact him if their repair is not done by the end of this week.

Mr. Foster said his department is participating in Earth Day this year and will accept scrap metal and tires on Friday, April 21st and Saturday April 22nd until Noon. There is a fee for tires depending on their size, passenger tires are \$2.00. They cannot accept electronics this year.

Supervisor Comments:

Mr. Sykes said the Onondaga County Health Department will be treating the river for water chestnuts again this summer.

They are treating:

Seneca River – West/Jack's Reef area, 48 acres

Seneca River – West of Rt. 690 to the Baldwinsville dam, 47 acres

Seneca River – Vicinity of Onondaga Lake Outlet to Vicinity of Grenadier Village, 18 acres

Seneca River – Vicinity of Buoy 266 to vicinity of Buoy 256 (Wetzel Rd Treatment Plant, 22 acres

Seneca River – North of Rt. 31 (Belgium) Bridge, 12 acres

Citizen Comments:

Mr. Andrew Bowes asked if the town is participating in the events celebrating the anniversary of the Erie Canal.

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Mr. Sykes said no, the old Erie Canal runs through our town, the new canal system runs through the Village of Baldwinsville.

Engineer Comments:

Mr. Hoy said the first of four concrete pours took place today to create the floor of the new Highway garage.

Mr. Hoy said the overlook project on the old Erie Canal is complete.

Ms. Dickman asked where the overlook is located.

Mr. Hoy said it is east of Bennetts Corners Road on the trail about 1000 feet.

Attorney Comments: None

080-17-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to adjourn to the next Regular Town Board meeting on May 2, 2017 at 7:30 pm.

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

All Ayes – Motion Carried & Adopted

Meeting closed 7:55 pm

Respectfully submitted,

Lynn Precourt
Town Clerk

Dated: 4/19/17