

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on June 6, 2017 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
Mr. Howard Tupper	Councilor
Mr. Ronald Dudzinski	Councilor
Ms. Patricia Dickman	Councilor
Mr. Claude Sykes	Supervisor

Absent: Ms. Mary Frances Sabin, Councilor

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:

Mrs. Akers asked if Mr. Sykes went to the shared services meeting with County Executive Mahoney.

Mr. Sykes said he did. He said it lasted about an hour and they presented an aggressive schedule. The Mayors and Supervisors will be having our own joint meeting.

Approve minutes of the Regular Town Board Meeting on May 16, 2017:

094-17-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to approve minutes of the Regular Town Board Meeting on May 16, 2017 as published.

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

All Ayes – Motion Carried & Adopted

Resolution to approve participation with the CNY Stormwater Coalition to provide staff services and education assistance compliance for the Town's 2017 MS4 program at a cost of \$3,600.00:

095-17-056 MOTION BY Mr. Dudzinski, seconded by Mr. Tupper, to approve the following resolution:

WHEREAS, Town of Van Buren, herein called the “Municipality”, after thorough consideration of the various aspects of the problem and consideration of available information, has hereby determined that certain work, as described in Attachment A, herein called the “Project”, is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Central New York Regional Planning & Development Board, herein called the “Board”, has provided program planning and implementation assistance pertaining to the requirements of the New York State Pollutant Discharge Elimination System (SPDES) Stormwater Phase II General Permit for Municipal Separate Storm Sewer System (MS4) operators since 2002, and

WHEREAS, the Board has proposed staff and education assistance services in support of sustaining the CNY Stormwater Coalition and to provide a regional public education, outreach and training compliance program to reduce municipal staff burdens, ensure consistency, provide widespread priority audience targeting the most efficient use of limited municipal funds by distributing total program costs over a number of entities within a twelve month timeframe as outlined in Attachment B;

NOW, THEREFORE, BE IT RESOLVED BY Van Buren Town Board,

1. That Claude Sykes, Van Buren Supervisor or such person’s successor in office is the representative authorized to act in behalf of the Municipality’s governing body in all matters related the Project;
2. That the Municipality agrees that it will fund its portion of the program cost in the amount of \$3,600, and that those funds will be made available to the Board upon receipt of invoice.
3. That one (1) certified copy of this Resolution will be prepared and sent to the Board upon adoption.
4. That this Resolution take effect immediately.
Mr. Zaccaria – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Dickman – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Set public hearing for July 5, 2017 at 7:30 pm to hear comments on the Connors Road Water Supply District Extension:

096-17-051 Motion Councilor Dickman moved and Councilor Dudzinski seconded the following resolution.

WHEREAS, the Town Board of the Town of Van Buren (the “Town Board” and the “Town”, respectively), in the County of Onondaga, State of New York, has received a Petition, dated January 18, 2017, pursuant to Article 12 of the Town Law, for the establishment of the Connors Road Water Supply District, Extension No. 4 in an area generally known as Tax Map

Nos. 051.-03-20.0 (7324 Van Buren Road); 051.-03-17.0 (Van Buren Road); 051.-03-18.0 (7312-7318 Van Buren Road); and 051.-03-19.0 (Van Buren Road), Town of Van Buren, New York, which Petition is signed by the owners of taxable real property situate in the proposed Water Supply District extension, owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed Water Supply District extension, as shown upon the latest completed assessment roll of said Town, and including the signatures of resident owners of taxable real property owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of the proposed Water Supply District extension, owned by resident owners according to the latest completed assessment roll; and

WHEREAS, said Petition purported to describe the boundaries of the proposed Water Supply District extension in a manner sufficient to identify the lands included therein as in a deed of conveyance and was signed by the Petitioners and acknowledged or proved in the same manner as a deed to be recorded; and

WHEREAS, the proposed Water Supply District extension is bounded and described in the attached Schedule "A"; and

WHEREAS, following preparation of a Map, Plan and Report by Jason Hoy, P.E., competent engineers duly licensed by the State of New York, for the proposed Water Supply District extension, and the construction of water facilities therein, consisting generally of the connection to and extension of the existing Town District's water main, to be installed within the project area (the "water improvements") in the Town of Van Buren, all as more fully set forth in the map, plan and report, which are now on file in the Office of the Town Clerk; and

WHEREAS, no other agency (including any Federal agency) is involved within the meaning of the New York State Environmental Quality Review Act ("SEQR") with respect to this matter, with the result that the Town Board shall act as lead agency in this matter; and

WHEREAS, the extension of this special district is an unlisted action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has given due consideration to the impact that such construction in said Water Supply District extension may have on the environment and on the basis of such consideration, the Town Board will hereby determine the environmental impact, if any, to be caused by such construction under SEQR; and

WHEREAS, the Town Board has determined that a short environmental assessment form ("EAF") shall be required in connection with this matter; and

WHEREAS, the said EAF has been prepared and has been reviewed by the Town Board; and

WHEREAS, the amounts proposed to be expended for said improvements in connection with the extension of said Water Supply District, including all legal and engineering expenses incurred by the Town, and all costs of construction of water facilities necessary to serve said district extension shall be borne by the Petitioners; and

WHEREAS, the cost of said extension will be paid by the owners upon extension of the Water Supply District and therefore no financing will be required; and

WHEREAS, the permission of the State Comptroller is not required because no issuance of bonds or other indebtedness will be undertaken; and

WHEREAS, all future costs and expenses of operation, maintenance and improvements, in said Water Supply District extension, including all expenses related to all extensions of said Water Supply District extension which may thereafter be established, shall be a charge against the entire area of said Water Supply District as extended.

NOW THEREFORE, BE IT RESOLVED AND DETERMINED, that the establishment of the said Water Supply District extension and construction of improvements therein will have no significant adverse effects on the environment, and this Resolution shall constitute a negative declaration under SEQR for the following reasons:

1. The improvements shall consist of the installation of water facilities and connection to the existing water lines of the District to the identified properties, all as described in the Map, Plan and Report submitted by the applicants. The improvements are not anticipated to be in conjunction with any development which may eventually be constructed within the area of said District extension.
2. Such installation results in no substantial adverse changes in existing air quality, water quality or noise levels, no substantial increase in solid waste production and no substantial increase in the potential for erosion, flooding or drainage problems.
3. The improvements themselves provide a clear and reliable source of potable water to the area of the Water Supply District extension in a safe and efficient manner.
4. No substantial interference with or adverse effects on animal life are anticipated.
5. None of the other criteria listed in 6 NYCRR Part 617.11 have been identified as being relevant to this action; and it is further

RESOLVED AND DETERMINED, that a hearing of the Town Board of said Town of Van Buren shall be held at the Van Buren Town Offices located at 7575 Van Buren Road in the Town of Van Buren on July 5, 2017 at 7:30 p.m., or as soon thereafter as the matter can be heard, to consider the proposed Water Supply District extension herein referred to and the construction of such water improvements therein, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and it is further

RESOLVED AND DETERMINED, the Town Clerk publish at least once in the Post-Standard, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing; and it is further

RESOLVED AND DETERMINED, that the Town Clerk file a certified copy of this order with the Comptroller of the State of New York on or about the date of publication of a copy of this Order.

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

All Ayes – Motion Carried & Adopted

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Resolution to reschedule first meeting in July to July 5, 2017 due to the 4th of July holiday:

097-17-000 MOTION BY Mr. Tupper, seconded by Ms. Lesniak, to reschedule the first meeting in July to July 5th due to the 4th of July holiday.

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

All Ayes – Motion Carried & Adopted

Consider installation of additional street light at Crandon Terrace and O'Brien Road:

098-17-032 MOTION BY Ms. Lesniak, seconded by Mr. Zaccaria, to approve installation of additional street light at Crandon Terrace and O'Brien Road at a installation cost of \$1,195.00 and about \$115.00 per year in lighting cost.

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

All Ayes – Motion Carried & Adopted

Accept bids for overhead doors, steel work and installation of insulation at 3417 Walters Road:

Mr. Sykes said one bid was received from Bellows Construction in the amount of \$196,600.00.

099-17-026 MOTION BY Mr. Dudzinski, seconded by Mr. Tupper, to accept the bid for steel work, overhead doors and installation of insulation at 3417 Walters Road.

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

All Ayes – Motion Carried & Adopted

Award bid for overhead doors, steel work and installation of insulation at 3417 Walters Road or consider re-bid of project:

Mr. Sykes said he would like to re-bid the work since only one bid was submitted. He said there were four books out and maybe this re-bid will give them more time to get a proposal submitted.

100-17-026 MOTION BY Ms. Lesniak, seconded by Mr. Zaccaria, to re-bid the project for overhead doors, steel work and installation of insulation at 3417 Walters Road with a bid opening date of June 20, 2017 at 10:00 am.

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

All Ayes – Motion Carried & Adopted

Introduction of Local Law D-2017 which amends Chapter 115 of Town Code to change square footage requirements from 100 square feet to 144 square feet and set public hearing on June 20, 2017 at 7:30 pm to hear comments:

101-17-039 MOTION BY Mr. Dudzinski introduced proposed Local Law No. D-2017, “A Local Law Amending Chapter 115 of the Code of the Town of Van Buren titled ‘Fire Prevention and Building Code Administration”, which was seconded by Ms. Lesniak:

WHEREAS, that this legislation is being undertaken as a corrective measure to make the building permit exemption for the square footage of tool or storage sheds and playhouses consistent with the New York State Building Code; and

WHEREAS, this amendment is to exempt building permit requirements regarding construction of one-story detached structures which are used for tool and storage sheds, playhouses or similar uses provided the gross floor area is less than 144 square feet; and

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 adoption of said Local Law is a Type II action pursuant to 6 N.Y.C.R.R. Part 617.5(c)(20)(27) for purposes of SEQRA thus concluding the environmental review process; and it is further

RESOLVED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. D-2017 at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York, on June 20, 2017 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, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Dickman – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Consider approval of new 5 year snow removal agreement with Onondaga County:

Mr. Sykes said three years ago the Highway Supt. Association negotiated a per mile cost that better reflects what it costs us to plow the County roads. He said this agreement includes 2% increases each year and has a severity clause.

102-17-001.1 MOTION BY Ms. Dickman, seconded by Ms. Lesniak, to approve a five year snow removal agreement with Onondaga County that will run through 2022.

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

All Ayes – Motion Carried & Adopted

Consider approval of 284 Agreement with Highway Superintendent:

Mr. Foster presented the following road repairs for 2017:

East Dead Creek Road from Rt. 31 to Warners Road, .8 miles, chip seal

Hoag Road, bridge closure through rt. 31 to dead end, .54, chip seal

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Sheets Road, entire length, 1.16 miles, chip seal

Miguel Lane and Antonio Way, entire lengths, .36 miles, cape seal

East Dead Creek Road from rt. 31 to seam of last year's paving, .81 miles, type III cold mix with chip seal

Interstate Island Road, entire length, .78 miles, novachip

Idlewood Blvd., Rt. 48 to Birchwood Blvd and leading to Delwood Dr. to Village Blvd. North, 2958 ft. hot mix

LaDue Street, entire length, 804 feet, hot mix

Thomas Drive, entire length, 600 ft, hot mix

103-17-001.1 MOTION BY Mr. Zaccaria, seconded by Mr. Tupper, to approve the Section 284 Agreement with the Highway Superintendent.

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

All Ayes – Motion Carried & Adopted

Approval of trash hauler license for Butler Disposal:

104-17-021 MOTION BY Mr. Dudzinski, seconded by Ms. Dickman, to approve issuance of a trash hauler license to Butler Disposal.

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

All Ayes – Motion Carried & Adopted

Approve annual maintenance agreement with General Code for E-Code 360 at the budgeted cost of \$1195.00:

105-17-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to approve annual maintenance agreement with General Code for E-Code 360 at the budgeted cost of \$1195.00.

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

All Ayes – Motion Carried & Adopted

Approval of parks and recreation personnel appointments and pay rates per memo from Park Director:

106-17-038 MOTION BY Mr. Dudzinski, seconded by Mr. Zaccaria, to approve the following seasonal positions and pay rates:

Jonathan Dunn will be a recreation aide and will make \$9.70

Lucas Butchko will be a recreation aide and will make \$9.70

Elizabeth Johns will be a recreation aide and will make \$9.80

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Mia Shum will be a recreation aide and will make \$9.80

Charlie McAllister will be a recreation aide and will make \$9.70

Emily Stevens will be a recreation aide and will make \$9.80

Steven Petrelli will be a recreation aide and will make \$10.15

John Petrelli will be a recreation aide and will make \$9.80

Elizabeth Wisely will be a recreation aide and will make \$9.90

Julia Gorksi will be a recreation leader and will make \$10.90

Meghan Witte will be the playground coordinator. She will be making \$13.80

Brooke and Emma Atkinson will be first year supervising lifeguards/WSI. They have worked for us since 2013 and will be making \$12.25

Danielle Cicero will be a supervising lifeguard working weekends and will make \$12.00/hour. This will be her ninth year.

Amelia Younis will be a lifeguard/WSI and make \$10.50. She has worked for us since 2015.

Grace Smith, Allie Derby, Abby Timmins, Sophia Uezen and Zachery Zoanetti will make \$10.25 and this will be their second year.

Michael Zucco will be returning for his second year in concession/pool gate and will make \$10.00

Alexis Chase will be a new concession/pool gate person and make \$9.75

Madeline Curtis and Glory Johnson are new and will be sub-lifeguards/concession/pool gate and make \$10.00

Molly Derby, Nicholas Aguirre, Ruth Rodriguez, Mia Bolton and Macauley Koloko will all be new lifeguards and make \$10.00

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Noah LaCourse was a park attendant last year, but will be a lifeguard this year and make \$10.00

Margaret Kianka and John Licciardello will be sub-lifeguards and make \$10.00

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

All Ayes – Motion Carried & Adopted

Approval for Town Clerk to pay BAS for annual tax collection system support/maintenance at \$1955.00 and \$1565.00 for BAS clerk annual licensing system support/maintenance for total of \$3520.00:

107-17-010 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to approve the Town Clerk to pay BAS for annual tax collection system support/maintenance at \$1955.00 and \$1565.00 for BAS clerk annual licensing system support/maintenance for total of \$3520.00.

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

All Ayes – Motion Carried & Adopted

Declare used generator at highway garage as surplus equipment and authorize disposal unit #12VAO82378:

Mr. Sykes said the town was given this unit years ago and has tried to auction this unit to no avail. He said it is old, tough to get parts for and is too big for most people/business needs.

108-17-000 MOTION BY Mr. Dudzinski, seconded by Ms. Lesniak, to declare used generator at highway garage as surplus equipment and authorize disposal of unit #12VAO82378.

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

All Ayes – Motion Carried & Adopted

Councilor Committee Reports and Comments:

Mr. Zaccaria said he attended the Honor Wlk/Run and the turnout was exceptional. He said attendance tripled from last year.

Ms. Dickman thanked the community for coming out to the Memorial Day Parade.

Ms. Dickman said there have been a number of properties cited by the Code Enforcement Officer for lack of lawn maintenance and she encouraged people to report them if in their neighborhoods.

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Mr. Tupper said he attended the Canton Woods Senior Center Board of Directors meeting and they passed a budget with a \$6,000 deficit. He urged people to donate or offer fundraising ideas.

Highway Superintendent Comments: None

Supervisor Comments: None

Citizens Comments:

Mr. Andy Bowes said there is an artist's craft fair in conjunction with the 150th anniversary of the canal system. He said that may be a place to raise money for the center.

Mr. Bowes asked the Highway Supt. if he uses "street view". He said he recently got a quote for a fence and they never had to come out to the house.

Mr. Foster said yes he does use it.

Mr. Bowes said he read recently that California no longer uses road salt. He asked if we had considered using anything besides salt.

Mr. Sykes said the most readily available option is \$800 a ton versus \$49.99 a ton for salt. Taxes are high enough.

Mr. Bowes asked about using sand.

Mr. Foster said we do use salt/sand mix now. He said some municipalities are using a brine mixture.

Engineer Comments: None

Attorney Comments: None

Executive Session to discuss a personnel matter:

MOTION BY Mr. Zaccaria, seconded by Mr. Dudzinski, to go into Executive Session to discuss a personnel matter and real property matter.

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

All Ayes – Motion Carried & Adopted

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Meeting recessed 8:03 pm

Meeting resumed 8:40 pm

MOTION BY Ms. Dickman, seconded by Ms. Lesniak, to resume the regular meeting at 8:40 pm.

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

All Ayes – Motion Carried & Adopted

MOTION BY Ms. Dickman, seconded by Ms. Lesniak, to adjourn to the next Regular Town Board Meeting on June 20, 2017 at 7:30 pm.

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

All Ayes – Motion Carried & Adopted

Meeting closed 8:40 pm

Respectfully submitted,

Lynn Precourt
Town Clerk

Dated: 6/7/17