

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on October 17, 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
Ms. Mary Frances Sabin	Councilor
Mr. Howard Tupper	Councilor
Mr. Ronald Dudzinski	Councilor
Ms. Patricia Dickman	Councilor
Mr. Claude Sykes	Supervisor

Also present:

Ms. Wendy Reese	Town Attorney
Mr. Jason Hoy	Town Engineer
Ms. Lynn Precourt	Town Clerk

Pledge of Allegiance and Roll Call.

Approve minutes of the Regular Town Board Meeting on October 3, 2017:

192-17-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to approve the minutes of the Regular Town Board Meeting on October 3, 2017 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

Public Hearing – Local Law G-2017 Cold War Veteran’s exemption:

193-17-039 MOTION BY Mr. Tupper, seconded by Ms. Sabin, to recess the regular meeting, open the public hearing and waive reading the legal notice published in *The Post Standard* on October 5, 2017.

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

Mr. Sykes said this exemption has been available for the last nine years and in order for it to continue the Board needs to approve this local law.

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Ms. Lesniak said most of the veteran related exemptions pre-dated the 1960s so this local law affords all veterans involved in a conflict the benefit of an exemption.

Mr. Sykes asked if anyone wanted 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.

194-17-000 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to close the public hearing and resume the Regular Meeting at 7:33 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

Consider adoption of Local Law G-2017:

195-17-030 The following resolution was offered by Mr. Tupper who moved its adoption, seconded by Ms. Sabin to wit:

WHEREAS, proposed Local Law No. G-2017, Amending Chapter 180, Article VIII of the Code of the Town of Van Buren relating to the Tax Exemption for Cold War Veterans in accordance with § 458-b of the New York Real Property Tax Law to remove the 10-year limitation was presented and introduced at a regular meeting of the Town Board of the Town of Van Buren held October 3, 2017; and

WHEREAS, a public hearing was held to consider said proposed Local Law No. G-2017 on October 17, 2017 by the Town Board 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 were heard at such hearing, 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 New York Municipal Home Rule Law; and

WHEREAS, at its October 3, 2017 meeting The Town Board determined that this proposed legislation is a Type II action for purposes of SEQR thus concluding the environmental review process.

NOW, THEREFORE BE IT

RESOLVED AND DETERMINED, that the Town Board of the Town of Van Buren, Onondaga County, New York, does hereby enact Proposed Local Law No. G-2017 as Local Law No. 7-2017 as follows:

**TOWN OF VAN BUREN
LOCAL LAW NO. 7-2017**

**A LOCAL LAW AMENDING CHAPTER 180, ARTICLE VIII
OF THE CODE OF THE TOWN OF VAN BUREN RELATING
TO THE TAX EXEMPTION FOR COLD WAR VETERANS IN ACCORDANCE**

WITH § 458-b OF THE NEW YORK REAL PROPERTY TAX LAW

BE IT ENACTED by the Town Board of the Town of Van Buren that this local law amends Chapter 180, Article VIII of the Code of the Town of Van Buren, as follows:

SECTION 1. PURPOSE AND INTENT

The intent of this Local Law is to amend the Town of Van Buren Code provisions relating to a Cold War Veterans Tax Exemption to remove the 10-year limitation on this exemption, as authorized by Chapter 290 of the 2017 Session Laws of the State of New York which amended § 458-b of the New York Real Property Tax Law.

SECTION 2. ARTICLE VIII, SECTION 180-18 OF THE TOWN CODE IS AMENDED SO THAT IT READS IN IT ENTIRETY AS FOLLOWS:

“The purpose of this article is to allow for a tax exemption for Cold War Veterans, allowable pursuant to § 458-b of the Real Property Tax Law of the State of New York, which was created by Chapter 655 of the Laws of the State of New York for the year 2007, as amended by Chapter 255 of the Laws of the State of New York for the year 2009 and Chapter 290 of the Laws of the State of New York for the year 2017.”

SECTION 3. SO THAT § 181-21B OF THE CODE OF THE TOWN OF VAN BUREN IS AMENDED, TO READ IN ITS ENTIRETY, AS FOLLOWS:

“B. The exemption provided in this Article shall apply to qualifying owners of qualifying real property, for so long as they remain qualifying owners.”

SECTION 4. WHEN EFFECTIVE

This local law shall take effect upon its filing with the New York Secretary of State.

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

Declare 2004 Ford F-250 4WD pick up with plow equipment and 2004 Chevy Blazer as surplus and dispose via auction on 10/28/17:

196-17-048 MOTION BY Mr. Dudzinski, seconded by Mr. Zaccaria, to declare Buildings and Grounds 2004 Ford F-250 4WD pick up truck with plow equipment and Highway Department’s 2004 Chevy Blazer as surplus and dispose via auction on 10/28/17.

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

Receive bids on Hosmer Drive drainage project:

Mr. Sykes said the bids ranged from \$127,333 to \$195,000.

197-17-013 MOTION BY Ms. Sabin, seconded Mr. Dudzinski, to receive the bids for the Hosmer Drive drainage project.

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

Award bids on Hosmer Drive drainage project:

198-17-013 MOTION BY Ms. Dickman, seconded by Mr. Tupper, to award bid for Hosmer Drive drainage project to JJ Lane Construction in the amount of \$127,333.

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

Introduction of local law H-2017 speed limit reduction on Interstate Island Road – set public hearing for 11/8/17 at 7:30 pm:

199-17-046 MOTION BY Councilor Dudzinski to introduce proposed Local Law No. H-2017 amending Section 186-44 of the Code of the Town of Van Buren (Vehicles and Traffic) to add an additional speed limit with regard to Interstate Island Road and made the following Resolution, which was seconded by Councilor Lesniak:

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, such 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 said Local Law, with the result that the Town Board shall act as lead agency in this matter.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the enactment of proposed Local Law No. H-2017 is a Type II action and therefore will have no significant effect on the environment, thus concluding environmental review under SEQR; and it is further

RESOLVED AND DETERMINED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. H-2017 at the Van Buren Town Offices located at 7575 Van Buren Road in the Town of Van Buren on November 8, 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, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Dickman – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

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Councilor Committee Reports & Comments: None

Highway Superintendent Comments: None

Supervisor Comments: None

Engineer Comments: None

Attorney Comments: None

Citizens Comments: None

200-17-014 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to recess the regular meeting and go into Executive Session to discuss a particular personnel matter at 7:40 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

201-17-000 MOTION BY Ms. Lesniak, seconded by Mr. Dudzinski, to close the Executive Session and resume the Regular Meeting at 8:25 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

202-17-000 MOTION BY Ms. Lesniak, seconded by Mr. Dudzinski, to adjourn to the next Regular Town Board Meeting on November 8, 2017 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 8:25 pm

Respectfully submitted,

Lynn Precourt

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Town Clerk

Dated: 10/18/17