

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on July 3, 2018 at 7:00 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Present:

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

Absent: Ms. Darcie Lesniak, Councilor

Also present:

Mr. Kevin Gilligan	Town Attorney
Mr. Jason Hoy	Engineer
Mr. Doug Foster	Highway Superintendent
Ms. Lynn Precourt	Town Clerk

Pledge of Allegiance and Roll Call.

Approve minutes of the Regular Town Board Meeting on June 19, 2018:

118-18-000 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to approve the minutes of the Regular Town Board meeting on June 19, 2018 as published.

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

All Ayes – Motion Carried & Adopted

Public Hearing on Local Law B-2018 – Stop Signs on Cross Country Drive at Naylor Circle:

119-18-000 MOTION BY Mr. Zaccaria, seconded by Mr. Dudzinski, to recess the regular meeting, open the public hearing and waive reading the legal notice published on June 24, 2018 in the *Post Standard*.

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

All Ayes – Motion Carried & Adopted

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

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

120-18-000 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to close the public hearing and resume the regular meeting at 7:04 pm.

Mr. Zaccaria – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes
All Ayes – Motion Carried & Adopted

Consider adoption of Local Law B-2018:

121-18-030 The following resolution was offered by Mr. Zaccaria, who moved its adoption, seconded by Mr. Tupper to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, proposed Local Law B-2018, “A Local Law to Amend Chapter 186 of the Code of the Town of Van Buren, titled, ‘Vehicles and Traffic’ with respect to Stop Signs on Cross Country Drive and Naylor Circle” was presented and introduced at a regular meeting of the Town Board of the Town of Van Buren held June 19, 2018; and

WHEREAS, a public hearing was held to consider said proposed Local Law No. B-2018 on July 3, 2018 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, at its regular meeting held on June 19, 2018, this Board, as lead agency, determined it would act as lead agency pursuant to SEQR and further determined that the enactment of this Local Law is a Type II action pursuant to 6 N.Y.C.R.R. Part 617.5(c)(16)(20)(27) thus concluding the environmental review process; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. B-2018.

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. B-2018 as Local Law No. 2-2018 as follows:

**TOWN OF VAN BUREN
LOCAL LAW NO. 2-2018**

**A LOCAL LAW TO AMEND CHAPTER 186 OF
THE CODE OF THE TOWN OF VANBUREN TITLED
“VEHICLES AND TRAFFIC” WITH RESPECT TO
STOP SIGNS ON CROSS COUNTRY DRIVE AND NAYLOR CIRCLE**

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BE IT ENACTED by the Town Board of the Town of Van Buren that this local law amends Chapter 186 of the Code of the Town of Van Buren, as follows:

Section 1. As authorized by §186-11 of the Town of Van Buren Code, so that Article VII, titled “Schedules”, Schedule VIII –§ 186-50 thereof, titled “Stop Intersections” is amended as follows:

Add:

<u>Stop Sign On</u>	<u>Direction</u>	<u>At Intersection of</u>
Cross Country Drive	East Bound	Naylor Circle
Cross Country Drive	West Bound	Naylor Circle
Naylor Circle	South Bound	Cross Country Drive

Section 2. This local law is enacted pursuant to the authority granted to the Town in accordance with Section 10 of the Municipal Home Rule Law and the New York State Vehicle and Traffic Law.

Section 3.

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

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

All Ayes – Motion Carried & Adopted

Authorize Highway Superintendent to order a new tractor/mower off NYS Contract PGB22792 at a cost of \$99,679.00 to come from Highway Equipment Reserve Fund – subject to permissive referendum:

Mr. Foster said this replaces a mower that was purchased in the 1970s and will make mowing more efficient.

122-18-026 MOTION BY Mr. Tupper, seconded by Mr. Dudzinski, to authorize the Highway Superintendent to order a new tractor/mower off NYS Contract PGB22792 at a cost of \$99,679.00 to come from Highway Equipment Reserve fund – subject to permissive referendum.

Approval of 2018 Agreement to expend Highway moneys (known as the 284 Agreement) with the Highway Superintendent for roadwork:

Mr. Foster said the following roads will be repaired:

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Idlewood Blvd. from Village Blvd N to Delwood Drive

Deerwood Drive from Idlewood Blvd. to Reynolds School

Delwood Drive from Idlewood Blvd. to Village Blvd S

Clarewood Drive, Delwood Drive, Deerwood Drive and Christopher Drive

Roads in lower Seneca Knolls

Connors Road from East Sorrell Hill Road to West Sorrell hill Road

Antonio Way and Miguel Lane

123-18-024 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to declare this a Type II action under SEQRA with no significant environmental impacts and approve the 2018 Agreement to expend Highway moneys (known as the 284 Agreement) with the Highway Superintendent for roadwork.

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

All Ayes – Motion Carried & Adopted

Approval of IMA with Onondaga County regarding use of county fuel systems and split of shared services payment:

Mr. Sykes said this was proposed as part of the shared services ideas will be submitted to NYS for reimbursement. He said the town will save significant money by not building our own fuel station at the new highway garage and the one operated by Onondaga County DOT is three miles away. He said the town will get 1/3 of the money reimbursed by NYS which is approximately \$17,000.

124-18-001.1 MOTION BY Mr. Dudzinski, seconded by Mr. Zaccaria, to declare this a Type II action under SEQRA with no adverse environmental impacts and approve the IMA with Onondaga County regarding use of county fuel systems and split of shared services payment.

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

All Ayes – Motion Carried & Adopted

Consider fence waivers for 307 Caserta Drive and 413 Tuscany Lane:

Mr. Hoy said he has advised the homeowner at 307 Caserta that no posts can be placed in the drainage swale and the homeowner at 413 Tuscany Lane has been advised to make sure the sewer line has been located and marked before placing posts.

125-18-052 MOTION BY Mr. Tupper, seconded by Mr. Dudzinski, to declare these actions Type II under SEQRA with no adverse environmental impacts and approve the fence waivers for 307 Caserta Drive and 413 Tuscany Lane.

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

All Ayes – Motion Carried & Adopted

Authorize the Engineer and Highway Superintendent to utilize the Lysander/Van Buren piggyback paving bid at bid prices plus asphalt index increase in effect at the time:

Mr. Sykes said Mr. Foster worked with the Town of Lysander on this joint bid and the prices came in significantly lower than the County bid price. Mr. Hoy said it is \$4.00 per ton less and includes trucking.

126-18-054 MOTION BY Mr. Zaccaria, seconded by Ms. Dickman, to authorize the Engineer and Highway Superintendent to utilize the Lysander/Van Buren piggyback paving bid at bid prices plus asphalt index increase in effect at the time.

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

All Ayes – Motion Carried & Adopted

Consider amending bond resolutions for work at 3417 Walters Road by \$250,000:

Mr. Sykes said the estimates on the renovation of the building for use as a highway garage were done three years ago. He said an additional \$250,000 is needed to complete the work.

Mr. Hoy said the original estimate on renovations was \$2.3 million though the town lost some time doing the work the way we did saved nearly \$750,000.

Mr. Sykes noted the \$2,250,000 includes the purchase cost of the building, land and bond financing.

Ms. Dickman and Mr. Zaccaria said the town spent far less on this renovation than other nearby towns that have discussed building new facilities.

127-18-006 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to approve the following resolution:

AMENDING BOND RESOLUTION OF THE TOWN OF VAN BUREN ADOPTED JULY 3, 2018 AMENDING A BOND RESOLUTION ADOPTED ON OCTOBER 20, 2015 TO INCREASE THE MAXIMUM ESTIMATED COST OF THE PROJECT AND AMEND THE PLAN OF FINANCE TO AUTHORIZE THE ISSUANCE OF ADDITIONAL SERIAL BONDS OR NOTES TO PAY THE COST THEREOF

RECITAL

WHEREAS, the Town Board of the Town of Van Buren, as a local agency pursuant to the New York State Environmental Quality Review Act (“SEQRA”), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the “Regulations”) is required to make a

determination with respect to the environmental impact of any "action" (as defined in the Regulations) to be taken by the Town; and

WHEREAS, pursuant to a duly adopted Bond Resolution on October 16, 2015 (the "2015 Bond Resolution"), the Town Board authorized the acquisition of an approximately 3.89 acre parcel of land located at 3417 Walters Road in the Town of Van Buren, New York and undertaking a capital improvement project thereon consisting of the construction of a new highway garage facility, including all related demolition and site improvements, including original furnishings, fixtures and equipment required for such purposes, architectural fees, and all other necessary costs incidental to such work (the "Project") at a maximum estimated cost of \$2,000,000 and further authorized the issuance of bonds and bond anticipation notes of the Town, including renewals thereof, in principal amount not to exceed \$2,000,000 to finance the Project; and

WHEREAS, by resolution adopted on October 16, 2015, the Town Board determined that the proposed project is an Unlisted Action as such term is defined in the Regulations, declared itself lead agency, adopted certain findings and conclusions set forth in an Environmental Assessment Form prepared by the Town's Engineer, and in accordance with a reasoned elaboration, determined that the Project will not result in any significant adverse impacts to the environment and issued a Negative Declaration with respect to the Project; and

WHEREAS, subsequent to October 16, 2015, the Town Board has determined that the actual cost to construct the Project is \$250,000 more expensive than originally contemplated in the Project's budget; and

WHEREAS, the Town Board now intends to amend the 2015 Bond Resolution to increase the maximum estimated cost of the Project from \$2,000,000 to \$2,250,000 and also increase the total authorized amount of bonds and notes to finance the cost of the Project from \$2,000,000 to \$2,250,000; and

NOW, THEREFORE BE IT RESOLVED, BY THE TOWN BOARD OF THE TOWN OF VAN BUREN, (by favorable vote of not less than two thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The maximum estimated cost of the Project is hereby increased from \$2,000,000 to \$2,250,000 and said amount is hereby appropriated therefor.

Section 2. The plan of finance is hereby amended to authorize the issuance of serial bonds in the aggregate principal amount not to exceed \$2,250,000, subject to available State aid or to any other revenues available for such purpose from any other source. It is hereby determined that the requirements of SEQRA have been met.

Section 3. Bonds and bond anticipation notes of the Town, including renewals thereof, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law of the State of New York, in a principal amount not to exceed \$2,250,000 to finance said appropriation for the Project.

Section 4. Except as herein modified, the October 20, 2015 Bond Resolution remains in full force and effect.

Section 5. This Amending Bond Resolution shall be subject to permissive referendum and a summary hereof (attached hereto as Exhibit A) shall be published and posted within ten (10) days of adoption by the Town Clerk as provided by the Town Law. This Amending Bond Resolution shall become effective 30 days after publication of such notice. Following such effective date, in the event that no petition for a referendum was timely submitted and filed, the Town Clerk shall cause the publishing and posting of a notice in substantially the form provided in Section 81.00 of the Local Finance Law together with a summary of this Amending Bond Resolution (attached hereto as Exhibit B).

WHEREFORE, the foregoing Amending Bond Resolution was put to a vote of the members of the Town Board of the Town, the result of which vote was as follows:

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

All Ayes – Motion Carried & Adopted

Approval of Syracuse Haulers trash license:

128-18-021 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to approve issuance of a trash hauler license to Syracuse Haulers.

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

All Ayes – Motion Carried & Adopted

Adoption of resolution to transfer funds to Capital Equipment Reserve Funds per Comptroller's memo:

Mr. Sykes said these transfers are to reserve funds so the town can pay as we go rather than bond for expensive equipment.

MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to approve the following resolution;

RESOLVED that the Comptroller is authorized to transfer from Unappropriated Fund balance to the various Capital Equipment reserves as follows:

General Fund, Whole-Town(A)

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- Capital Equipment Reserve, Building & Grounds Vehicle \$ 5,000
- Capital Equipment Reserve, Parks Vehicle \$ 10,000
- Capital Equipment Reserve, Highway Superintendent Vehicle \$ 15,000

General Fund, Part-Town(B)

- Capital Equipment Reserve, Code Vehicle \$ 5,000

Highway Fund, Part-Town (DB)

- Capital Equipment Reserve, Vehicles \$ 150,000

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

All Ayes – Motion Carried & Adopted

Approve payment for Canton Woods Senior Center for asbestos abatement:

Mr. Sykes said the town was asked to share the cost of asbestos abatement when the bathrooms at the senior center were recently remodeled. He said the town agreed to pay \$3,000 toward this unanticipated cost.

129-18-044 MOTION BY Mr. Tupper, seconded by Mr. Dudzinski, to approve payment to the Village of Baldwinsville in the amount of \$3,000 for the asbestos abatement at the Canton Woods Senior Center.

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

All Ayes – Motion Carried & Adopted

Councilor Committee Reports and Comments:

Ms. Dickman wished everyone a Happy 4th of July.

Highway Superintendent Comments:

Mr. Foster reminded everyone that it is construction season. He said homeowners received letters if their roads will be repaired this year. He said no town roads will be left as oil and stone though some have been repaired with oil and stone and are waiting for cape sealing.

Supervisor Comments: None

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Engineer Comments; None

Attorney Comments: None

Citizens Comments: None

130-18-000 MOTION BY Ms. Dickman, seconded by Mr. Zaccaria, to adjourn to the next Regular Town Board Meeting on July 17, 2018 at 7:00 pm.

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

All Ayes – Motion Carried & Adopted

Meeting closed 7:26 pm

Respectfully submitted,

Lynn Precourt

Town Clerk

Dated: 7/5/18