

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on November 7, 2018 at 7:00 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
Ms. Patricia Dickman	Councilor
Mr. Ronald Dudzinski	Councilor
Ms. Mary Frances Sabin	Councilor
Mr. Claude Sykes	Supervisor

Also present:

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

Pledge of Allegiance and Roll Call.

Approve minutes of the Regular Town Board Meeting on October 16, 2018:

195-18-000 MOTION BY Ms. Dickman, seconded by Ms. Sabin, to approve the minutes of the October 16, 2018 Regular Town Board Meeting as published.

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

All Ayes – Motion Carried & Adopted

7:00 pm Presentation and Public Hearing on 2019 Town Budgets and Special Districts Budgets:

196-18-000 MOTION BY Mr. Tupper, seconded by Mr. Dudzinski, to recess the regular meeting, open the public hearing and waive reading the legal notice published in *The Messenger* on November 1, 2018.

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

All Ayes – Motion Carried & Adopted

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Mr. Greg Maxwell gave the following presentation on the 2019 budget.

Mr. Maxwell said the budget is made up of various funds and depending on where you live and the services you receive, that is how your tax bill is calculated.

Mr. Maxwell said if you live in the Village of Baldwinsville you pay on the Whole Town or "A" Fund.

If you live outside the Village of Baldwinsville you pay on the Whole Town, Part Town, Highway and any Special Districts (i.e. street lights, drainage, sewer and water) that you have where you live.

Mr. Maxwell said the Whole Town fund encompasses the Town Board, Court, Comptroller, Assessor, Town Clerk, Records Management, Legal, Town Buildings including the Highway Garage, Dog Control, Highway Administration, Park & Recreation, Youth and Seniors, Historian, Landfill and Benefits.

The General Part Town includes police, Code Enforcement, Planning and Zoning Boards, Pac-B.

Mr. Maxwell said the total town spending for 2019 is up \$112,439 dollars from last year or 2.62%. He said 51% is wages and benefits, 11% are capital costs, 34% are consumables (paper, electricity, etc.) and 4% is debt payment.

Mr. Maxwell said 2019 wages are up \$73,386. Most of the wage increases are negotiated through union contracts.

Mr. Maxwell said benefits are 43% of each payroll dollar. He noted that full time employees pay 25% of the health insurance premium and part time employees pay 50% of the premium.

Mr. Maxwell said Capital Projects for 2019 include \$475,000 for road repairs, \$25,300 for drainage improvements, \$18,000 for town hall landscaping and \$19,950 for computers.

Mr. Maxwell said consumables, anything that will last less than one year, like electricity, paper, insurance, professional fees, maintenance agreements, repairs and supplies are budgeted at \$97,155 more than 2018. Mr. Maxwell said the largest expenditure for consumables is road salt. The town will spend \$223,000 on road salt, \$200,775 on street lighting, \$49,375 for utilities, \$142,500 for road repairs, \$66,950 for the Canton Woods Senior Center, \$67,430 for legal fees, \$55,500 in diesel fuel, \$79,146 for sewer repairs, \$111,200 for drainage repairs, \$65,029 for insurance and \$71,833 for equipment repairs.

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Mr. Maxwell said the town's debt service or the amount we owe is \$219,858 and that is down \$46,596 or 17.49%. He said the BAN will be converting to long term debt in 2019 for the new highway garage.

Mr. Maxwell said now that we have gone over all the expenditures, where does the money come from to pay for them?

Mr. Maxwell said the town does have non- property tax sources of revenue. The largest of these is \$309,522 for plowing County roads, \$202,068 in mortgage taxes, \$140,956 in cable franchise fees, \$151,050 in Park & Recreation fees, \$71,565 in shared services agreements with other towns, \$99,831 in State revenue Sharing, \$101,627 in Payment in Lieu of Taxes (PILOT) agreements, \$89,805 Consolidated Highway Improvement Program (CHIP), \$70,000 in court fines, \$60,099 OCWA water lease, \$57,000 for building permits.

Mr. Maxwell said the town's Appropriated Fund Balance, or rainy day fund, is \$472,167.

Mr. Maxwell said this budget keeps the town under the tax cap by \$77,818. Taxpayers will receive a rebate from the State.

Mr. Maxwell said the assessed value in Van Buren has gone up 18.36%. He said there is \$842 Million in Assessed Value in the town, \$154 Million of it is exempt from taxes, leaving \$687 Million in Taxable Assessed Value.

Mr. Maxwell said he has heard people say that neighboring town's tax rates are lower than ours. He said that is, in large part, because their taxable assessed value is much higher. He said Town of Lysander, for example, has over \$1 Billion in Taxable Assessed value.

Mr. Maxwell said under this proposed 2019 budget the owner of a home assessed at \$100,000 inside the Village of Baldwinsville will pay \$5.00 less in 2019.

Mr. Maxwell said the owner of a home assessed at \$100,000 outside the Village of Baldwinsville will see a reduction of \$12.00.

Mr. Maxwell said the special districts, lighting, sewer, drainage and water have seen some increases and some decreases in 2019 and depending on where you live and which of these apply to you they will factor into your bill as well.

Mr. Sykes thanked Mr. Maxwell for his presentation.

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197-18-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to close the public hearing and enter into the public hearing to consider comments on Local Law E of 2018 and waive reading the legal notice published in the *Post Standard* on October 21, 2018 at 7:17 pm.

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

All Ayes – Motion Carried & Adopted

Public Hearing on Local Law E-2018 re: fences:

Mr. Sykes said this requires owners to face the “good side” of any fences out toward neighboring land.

Mr. Sykes asked if anyone wants to speak in favor of this proposed local law. No one in the audience spoke.

Mr. Sykes read an email from the Johnson’s on Commane Road:

We are unable to attend this meeting due to prior commitments. We have always believed that code stated the finished or good side of fence should face out. This is what our position would be. Thank You

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

198-18-000 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to close the public hearing and resume the regular meeting at 7:20 pm.

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

All Ayes – Motion Carried & Adopted

Mr. Sykes asked for a motion to reopen the public hearing on the 2019 budget to ask for comments. No one in the audience had left or arrived to the meeting since the presentation.

199-18-000 MOTION BY Ms. Dickman, seconded by Ms. Sabin, to reopen the public hearing on the 2019 budget to hear comments at 7:21 pm.

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

All Ayes – Motion Carried & Adopted

Mr. Sykes asked if there were any comments in favor of the proposed 2019 budget. No one spoke.

Mr. Sykes asked if there was anyone to speak against the proposed 2019 budget. No one spoke.

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200-18-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to close the public hearing on the 2019 budget at 7:23 pm.

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

All Ayes – Motion Carried & Adopted

Resolution to alter 2019 budget to allow for installation of LED street lighting:

Mr. Sykes said this is a program National Grid has been offering for a while and the incentives have gone up and he believes now is the time to take advantage of the opportunity to switch street lights to LED lighting. He said this proposal includes using higher wattage LED's at intersections. LED lighting is a greener option for lighting and will be less costly to maintain.

MOTION BY Mr. Zaccaria, seconded by Ms. Lesniak, to make the following changes to the Preliminary 2019 Budget to switch to LED street lighting:

FUND	ACCOUNT NUMBER	NO. STREET LIGHTS	COST @\$109.81	Incentives	FUND BALANCE	TAXES
	Interstate		\$	\$		\$
SL02	Island	22	2,416	1,148		1,268
			\$	\$	\$	\$
SL03	Village Green	108	11,859	5,636	6,223	0
			\$	\$	\$	\$
SL06	Seneca Knolls	172	18,887	8,976	5,000	4,911
			\$	\$	\$	\$
SL10	Stiles Road	14	1,537	731	807	(0)
			\$	\$	\$	\$
SL12	Sun Meadows	1	110	52	58	(0)
			\$			\$
SL13	Harbor Heights	0	-			-
			\$	\$	\$	\$
B	Town	49	5,381	2,557	2,824	(0)
			\$	\$	\$	\$
	Total	366	40,190	19,100	14,912	6,178
				\$		
	per light			52.19		

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

All Ayes – Motion Carried & Adopted

Consider adoption of 2019 Town Budget and Special Districts Budgets:

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201-18-007 MOTION BY Ms. Dickman, seconded by Ms. Sabin, to adopt the 2019 Preliminary Budget and Special District Budgets.

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

All Ayes – Motion Carried & Adopted

Ms. Dickman thanked department heads and aid they were very cooperative about presenting good budgets so very few changes needed to be made.

Mr. Sykes thanked department heads for using innovative ways to keep taxes down.

Ms. Sabin thanked department heads for never using all the money in their budgets at the end of the year. She said that has helped the town keep a good fund balance.

Consider adoption of Local Law E-2018:

202-18-030 MOTION The following resolution was offered by Mr. Dudzinski, who moved its adoption, seconded by Ms. Sabin to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, proposed Local Law E-2018, “A Local Law Amending Chapter 200 of the Code of the Town of Van Buren, titled, “Zoning” was presented and introduced at a regular meeting of the Town Board of the Town of Van Buren held October 16, 2018; and

WHEREAS, a public hearing was held to consider said proposed Local Law No. E-2018 on November 7, 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 October 16, 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. E-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. E-2018 as Local Law No. 5-2018 as follows:

**TOWN OF VAN BUREN
LOCAL LAW NO. 5-2018**

Regular Town Board meeting November 7, 2018

**A LOCAL LAW AMENDING CHAPTER 200 OF THE CODE
OF THE TOWN OF VAN BUREN TITLED “ZONING”**

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 titled “Zoning”, as follows:

Section 1.

So that a new Section 200-71, titled “Fences – All Districts” shall be added to this Chapter, and shall read, in its entirety, as follows:

“200-71 Fences – All Districts.

Fences located in any zoning district shall be constructed or installed so that the finished side of such fence shall face the adjoining landowner.”

Section 2.

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

All Ayes – Motion Carried & Adopted

Consider approval of liquor license for Sweet World, LLC (Ironwood Golf Course):

MOTION BY Mr. Tupper, seconded by Mr. Zaccaria, to approve the following resolution:

WHEREAS, pursuant to the requirement of the New York State Alcoholic Beverage Control (ABC) Law, an applicant for a license to sell alcoholic beverages at retail, for on-premises consumption, as well as any applicant for renewal of such a license, must notify the Town Clerk of the municipality wherein the premises is located, and

WHEREAS, this notice is given in order that the municipality, if it so desires, may express an opinion for or against the granting of said license or renewal to the ABC Board,

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Van Buren, that with respect to the application submitted by **Sweet World LLC** for a license to sell alcoholic beverages at retail for on premises consumption, the Van Buren Town Board does express a favorable opinion.

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

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All Ayes – Motion Carried & Adopted

Approve change order to Town Hall security camera system bid from 2/20/18 in the amount of \$3,842.00 for camera system for 3417 Walters Road through CP Alarm:

203-18-026 MOTION BY Mr. Dudzinski, seconded by Ms. Dickman, to approve change order to Town Hall security camera system bid from 2/20/18 in the amount of \$3,842.00 for camera system for 3417 Walters Road through CP Alarm.

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

All Ayes – Motion Carried & Adopted

Adoption of Policy Against Discrimination and Harassment:

Mr. Sykes said the town adopted a new policy nine months ago and now New York State has come out with newer guidelines so we have incorporated them.

Ms. Sabin said all employees, full, part time and seasonal, including all members of Boards and vendors with the town will need have this training. Empire Safety will conduct all the training.

Mr. Zaccaria said he understands that there is online training and we many want to consider getting the equipment necessary to utilize that since employees and Board Members have varying start dates and availability.

204-18-038 MOTION BY Ms. Sabin, seconded by Ms. Dickman, to adopt a policy Against Discrimination and Harassment.

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

All Ayes – Motion Carried & Adopted

Authorize Supervisor to begin process of converting to LED street lights for National Grid service area under scenario 2 as outlined by CNYRP & D Board:

205-18-032 MOTION BY Mr. Dudzinski, seconded by Ms. Lesniak, to authorize the Supervisor to begin process of converting to LED street lights for National Grid service area under scenario 2 as outlined by CNYRP & D Board.

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

All Ayes – Motion Carried & Adopted

Reset RFP due date for fire alarm system for 3417 Walters Road to 10:00 am November 16, 2018:

206-18-026 MOTION BY Ms. Dickman, seconded by Mr. Zaccaria, to reset due date for fire alarm for 3417 Walters Road to 10:00 am November 16, 2018.

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

All Ayes – Motion Carried & Adopted

Approve Town’s participation with CNYRP & D Board Stormwater Coalition for staff services and education compliance assistance in the amount of \$3,600 to come from 2019 budget for MS4 compliance:

Mr. Sykes said the town passed this on May 15, 2018.

Approval of trash hauler license for Chuck It, LLC (Michael Feher) pending submittals:

Mr. Sykes said all submittals have been received.

207-18-021 MOTION BY Mr. Tupper, seconded by Mr. Zaccaria, to approve issuance of a trash hauler license to Chuck It, LLC (Michael Feher).

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

All Ayes – Motion Carried & Adopted

Approval for Buildings and Grounds foreman to hire contractor to demolish and construct new chlorine room:

Mr. Sykes said the town received quotes from 4 contractors ranging from \$9800.00 to \$18,000.00. Mr. Sykes said the town has done business before with the low bidder.

208-15-037 MOTION BY Mr. Zaccaria, seconded by Ms. Lesniak, to approve the Buildings and Grounds foreman to hire contractor to demolish and construct new chlorine room.

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

All Ayes – Motion Carried & Adopted

209-18-037 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to award the bid to demolish and construct a new chlorine room to W.H. Derby in the amount of \$9,800.00.

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

All Ayes – Motion Carried & Adopted

Approval for additional street light at 3417 Walters Road:

210-18-032 MOTION BY Mr. Tupper, seconded by Mr. Zaccaria, to approve a new street light at 3417 Walters Road for gate illumination at the Highway Garage with annual cost of \$110.87.

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Mr. Zaccaria – Yes, Ms. Lesniak – 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:

Mr. Zaccaria said he is happy to see the town transition to the LED street lights since the Board has been talking about it for a while.

Ms. Dickman thanked everyone for voting yesterday and said it was nice to see a large turnout.

Ms. Dickman asked for an Executive Session at the end of the meeting to discuss on-going union negotiations.

Mr. Dudzinski thanked Mr. Maxwell for the budget presentation.

Mr. Tupper announced Rachael Thayer has been hired at the Canton Woods Senior Center as a neighborhood outreach worker and he said she will be a great asset there.

Highway Superintendent Comments:

Mr. Foster reminded everyone there is no on street parking between November 15th and April 15th between the hours of 2:00 am and 6:00 am. He asked that people make an effort to follow this law because it makes it easier and safer for snowplowing operations.

Mr. Foster also reminded everyone it is illegal to plow, snow blow or shovel snow into a roadway. He said those piles of snow are dangerous for motorists and can cause accidents.

Supervisor Comments: None

Engineer Comments: None

Attorney Comments:

Mr. Gilligan said in honor of Veterans' Day he wanted to share something from a program he watched. He said the morning of November 11, 1918, Armistice Day, before the agreement to end WW1 was signed the United States sent soldiers to fight. He said 3500 died that day. He shared a quote from a father of one of those soldiers, "To all the world my son was a soldier, but, to me he was all the world.

Citizens Comments: None

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211-18-014 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to go into Executive Session to discuss on going union negotiations at 7:46 pm.

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

All Ayes – Motion Carried & Adopted

212-18-014 MOTION BY Mr. Dickman, seconded by Mr. Dudzinski, to close the Executive Session and resume the Regular Town Board Meeting at 8:35 pm.

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

All Ayes – Motion Carried & Adopted

213-18-000 MOTION BY Mr. Dudzinski, seconded by Mr. Tupper, to adjourn to the next Regular Town Board Meeting on November 20, 2018 at 7:00 pm.

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

All Ayes – Motion Carried & Adopted

Meeting closed 8:35 pm

Respectfully submitted,

Lynn Precourt
Town Clerk

Dated: 11/8/18