

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on September 5, 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:

Mr. Richard Andino	Town Attorney
Mr. Jason Hoy	Town Engineer
Ms. Lynn Precourt	Town Clerk

Pledge of Allegiance and Roll Call.

Citizens Comments: None

Approve minutes of the Regular Town Board Meeting on August 15, 2017:

168-17-000 MOTION BY Ms. Sabin, seconded by Mr. Zaccaria, to approve the minutes of the Regular Town Board Meeting on August 15, 2017 as published.

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

Motion Carried & Adopted

Resolution accepting a gift of services from Ricelli-Northern to the Town of Van Buren for paving services valued at \$10,000 for paving Town Hall lot:

169-17-000 MOTION BY Mr. Dudzinski, seconded by Ms. Dickman, to accept a gift of services from Ricelli-Northern to the Town of Van Buren for paving services valued at \$10,000 for paving Town Hall lot.

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

Regular Town Board Meeting September 5, 2017

Approval for OCWA to install two fire hydrants in the existing Connors Road Water Supply District Ext. No. 4, developer to pay for pipe and hydrants. Annual rate will be \$71.61 per hydrant:

170-17-051 MOTION BY Ms. Dickman, seconded by Mr. Tupper, to approve OCWA to install two fire hydrants in the existing Connors Road Water Supply District Ext. No. 4, developer to pay for pipe and hydrants. Annual rate will be \$71.61 per hydrant.

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

Resolution regarding PILOT payment for solar facility at 1299 Kingdom Road:

171-17-041 MOTION BY Mr. Tupper, seconded by Mr. Dudzinski, to authorize the Town of Van Buren to notify Forefront Power, LLC that in response to its “Notice of Intent to Construct” at 1299 Kingdom Road, the Town will require a contract for payment in lieu of taxes (PILOT) at this site in accordance with Section 487 of the New York Real Property Tax Law relating to solar energy systems.

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 approval of liquor license with waiver of 30 day notification for Average Joe’s at 2119 Downer Street:

Mr. Zaccaria said the town has received requests before to waive the 30 day notice and he thinks it is important for the business owners to complete their paperwork in a timely fashion. He said there should be a compelling reason to grant a waiver and it should not be requested as a matter of course.

Ms. Lesniak said she doesn’t disagree with Mr. Zaccaria and she also doesn’t care for the waivers, but, it also not sure it matters.

172-17-055 MOTION BY Ms. Lesniak, seconded by Ms. Sabin, 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 **Average Joe’s** for a license to sell alcoholic beverages at retail for on premises consumption, the Van Buren Town Board does express a favorable opinion and waive the 30 day notification to the town.

Regular Town Board Meeting September 5, 2017

Mr. Zaccaria – No, Ms. Lesniak – Yes, Ms. Sabin – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Dickman – Yes, Mr. Sykes – Yes

Motion Carried & Adopted

Authorize Supervisor to execute agreement with Onondaga County Child & Family Services for \$1494.00 youth aid funding:

173-17-036 MOTION BY Mr. Zaccaria, seconded by Mr. Tupper, to authorize the Supervisor to execute the agreement with Onondaga County Child & Family Services for \$1494.00 youth aid funding.

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

Councilor Committee Reports & Comments:

Ms. Sabin said she is waiting to hear back from the attorneys on the Charter Communications franchise agreement language and then the public hearing can be scheduled.

Mr. Dudzinski said he will get in touch with snowmobile clubs for insurance information.

Highway Superintendent Comments: None

Supervisor Comments:

Mr. Sykes said there will be an electronics recycling event September 9<sup>th</sup> from 9:30 am to 1:00 pm at Great Northern Mall, Sear's end sponsored by Senator DeFrancisco.

Mr. Sykes read the following letter from Thomas and Karen Mullarney:

During a heavy rain in June we experienced a drainage problem causing a "river" of muddy runoff from a nearby property that traveled down our driveway and into our yard.

During that rain storm I contacted Doug Foster. He promptly responded and looked into the situation. Mr. Foster quickly understood the dynamics and took action to temporarily solve the problem.

He then took the time to talk to us to discuss further options. His recommendation was to have the town engineer further evaluate the area and develop a plan. Within a short time Mr. Foster described to us the best solution. He also contacted our neighbors to explain the next step. Again, we saw a fast response that consisted of underground piping and re-grading the area to provide proper drainage.

Now completed, it not only working well but looks very natural and appropriate to the site.

Regular Town Board Meeting September 5, 2017

We are writing this to compliment the great service from the highway department. We are fortunate to have Mr. Foster as our highway superintendent. He is an effective communicator, very service orientated, and efficient.

Please feel free to read this at a board meeting so that he can be recognized for doing a fine job.

Mr. Sykes said he wants to thank Ryan McMahon, Chairman of the Onondaga County Legislature, for the letters he mailed concerning two funding opportunities. He said the town is receiving \$20,000 for drainage repairs on Hosmer Drive and the second letter was to inform the town that the County will pay \$10,000 for replacing a manhole cover in the Seneca Knolls Sanitary Sewer District.

Mr. Sykes reported the town has been dismissed from a lawsuit filed by Steven Burdick. The judge found that no liability could be asserted against the town because the alleged harm was not the result of a town policy or practice.

Engineer Comments: None

Attorney Comments: None

174-17-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to adjourn to the next Regular Town Board Meeting on September 19, 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 7:45 pm

Respectfully submitted,

Lynn Precourt  
Town Clerk

Dated: 9/6/17

Regular Town Board Meeting September 5, 2017