

Regular Town Board Meeting May 5, 2020

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on May 5, 2020 at 7:00 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Present:

Mrs. Wendy Van Der Water	Councilor
Ms. Darcie Lesnisk	Councilor
Mr. Howard Tupper	Councilor
Mr. Ronald Dudzinski	Councilor
Ms. Mary Frances Sabin	Deputy Supervisor
Mr. Claude Sykes	Supervisor

Absent: Ms. Patricia Dickman, Councilor

Also present:

Mr. Kevin Gilligan	Town Attorney
Mr. Jason Hoy	Town Engineer
Ms. Lynn Precourt	Town Clerk

Mr. Sykes asked all to stand for the Pledge of Allegiance.

Mr. Sykes asked for a Roll Call of members present.

Mr. Sykes said due to Covid-19 this meeting has no audience and is being streamed live on Facebook.

Approve minutes of the 3/17/20 Regular Town Board Meeting:

Mr. Sykes asked if there were any additions or corrections. There were none.

051-20-000 MOTION BY Ms. Sabin, seconded by Mrs. Van Der Water, to approve the minutes of the 3/17/20 Regular Town Board Meeting as published.

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Abstain

Motion Carried & Adopted

Approval for National Grid to install a new street light on pole #14 at intersection of Ellsworth Road and Van Buren Road to go under General Town Lighting account at an annual cost of \$112.63:

Mr. Sykes said this is the pole here in the front yard of the building. He said a couple people have said it is a dark intersection and Ellsworth Road gets used a lot as a cut across and at night it is very dark intersection and they've had a hard time picking it up so it probably does warrant a street light there. There is no question about that and this has been hanging since January when this started. He asked if there was any more discussion and there was none.

052-20-000 MOTION BY Mr. Tupper, seconded by Mr. Dudzinski, to approval National Grid to install a new street light on pole #14 at intersection of Ellsworth Road and Van Buren Road to go under General Town Lighting account at an annual cost of \$112.63.

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes - Motion Carried & Adopted

Authorize up to \$2,000.00 expenditure to gear up for live streaming Town Board, Planning Board and Board of Assessment Review meetings:

Ms. Lesniak asked if this could be a reimbursable expense?

Mr. Sykes said it is possible if money becomes available and the town has been tracking all expenses related to Covid-19 pandemic. Mr. Sykes said payroll, masks, hand sanitizer and all related expenses are being labeled Covid-19 and we are keeping a separate folder on it.

Ms. Sabin said we started that even when Claude was out of town, it started way back then.

053-20-007 MOTION BY Ms. Sabin, seconded by Ms. Lesniak, to authorize up to \$2,000.00 expenditure to gear up for live streaming Town Board, Planning Board and Board of Assessment Review meetings.

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes -Motion Carried & Adopted

Approval of resolution approving paid leave for non-exempt hourly employees related to Covid-19 event:

Mrs. Van Der Water asked for an example of who is a non-exempt employee.

Mr. Sykes asked Mr. Gilligan to explain.

Mr. Gilligan said he assumes this is for all office employees that are not in a union.

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Mr. Sykes said yes.

Mrs. Van Der Water asked how many we have.

Mr. Sykes said well, Lynn, Kate, myself, Greg...

Ms. Sabin said Jason.

Mr. Sykes said Buildings and Grounds is in a union, Cathy and Casey.

Ms. Lesniak asked if this is just administrative, no one used any paid time off?

Mr. Sykes said no, everyone got their full paycheck and was on call and came in if we need them to. We've been advised that we should probably do this so it can't be construed as a gift of services.

054-20-038 MOTION BY Ms. Sabin, seconded by Mrs. Van Der Water, to approve resolution approving paid leave for non-exempt hourly employees related to Covid-19 event.

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes - Motion Carried & Adopted

Declare 2004 Ford Ranger VIN# 1FTYR10D74RB51111 and 2012 Toro mower both as surplus and send to auction:

Mr. Sykes said we have replaced both the Ranger and the mower so we're just sending these on to the auction.

055-20-000 MOTION BY Mr. Dudzinski, seconded by Ms. Lesniak, to declare 2004 Ford Ranger VIN# 1FTYR10D75RB51111 and 2012 Toro mower both as surplus and send to auction.

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes - Motion Carried & Adopted

Approval of intermunicipal agreement with Onondaga County WEP to provide maintenance services of public sanitary sewers and pump stations for the fiscal year 2020:

Mr. Sykes said this is an annual boiler plate thing we do. The work they do this year will not be billed until next year so we're always a year in arrears. This is so the County WEP people come out and troubleshoot any problems we have in sewers whether it's the mains or the laterals and advise citizens of any problems. Jason works with them hand in hand on these most every time. And manhole problems, whatever may crop up they take care of it and we get billed for it and we apply it to the appropriate sewer district.

Mr. Tupper asked if we have any idea when they are taking over the sewer system.

Mr. Sykes said he thinks anytime we tell them to.

Mr. Gilligan said he thinks that's probably on hold for a while.

Ms. Lesniak said she thinks they will take over the oldest first.

Mr. Sykes said the ones with the most problems and most I & I they'll do those first. They may not be opposed to us signing up next month, I don't know. This is to get us through at least the rest of this year and we may have to do this again for 2021 who knows how fast that will move with everything else going on.

056-20-054 MOTION BY Ms. Sabin, seconded by Mrs. Van Der Water, to approve intermunicipal agreement with Onondaga County WEP to provide maintenance services of public sanitary sewers ad pump station for the fiscal year 2020.

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes - Motion Carried & Adopted

Authorize Engineer to expend \$1,569 to repair a sewer pump in the Village Green sewer district:

Mr. Sykes said everyone has been apprised of this situation and were given paperwork on it a month and a half ago or so. He said he doesn't know if the parts are in or not.

Mr. Hoy said they are not.

Mr. Sykes said it needs to be fixed and this is the least expensive repair to get by to the point in time that we do shift over.

Ms. Sabin asked where is this being installed?

Mr. Hoy said at the end of Niblick Circle but the access is off O'Brien Road.

057-20-054 MOTION BY Mr. Dudzinski, seconded by Ms. Sabin, to authorize Engineer to expend \$1,569 to repair a sewer pump in the Village Green sewer district.

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes - Motion Carried & Adopted

Consider resolution delegating to the Town Supervisor the authority to cancel and schedule Town Board Meetings:

Mr. Gilligan said he would amend this to read retroactive and ratifying back to April 1, 2020.

Ms. Lesniak said she thought this was already within your authority.

Mr. Sykes said it probably is but the Association of Towns in their magazine recommended especially since we don't know what's going to unfold with this whole thing. We might have to cancel more meetings we don't know.

Ms. Lesniak said with proper notice she didn't think it would be needed.

Mr. Sykes said, right, but...

Mr. Sykes asked if everyone was okay with the amendment and if Lynn, you got all of that.

Ms. Precourt said yes, but there is no motion or second.

Mr. Sykes asked for a motion and if there was any more discussion, there was not.

058-20-000 MOTION BY Mrs. Van Der Water, seconded by Ms. Lesniak, to approve resolution delegating to the Town Supervisor the authority to cancel and schedule Town Board meetings retroactively to April 1, 2020.

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes - Motion Carried & Adopted

Reschedule public hearings for Treybrook Special Districts for 7:00 pm June 2, 2020:

Mr. Gilligan said these are actually three separate resolutions and if we can do them in order that would be helpful.

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**IN THE MATTER**  
**OF**  
**THE TREYBROOK SANITARY SEWER DISTRICT**  
**IN THE TOWN OF VAN BUREN, COUNTY OF ONONDAGA**  
**AND STATE OF NEW YORK, PURSUANT TO ARTICLE 12 OF THE TOWN LAW**

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059-20-039 The following Resolution was moved by Mrs. Van Der Water, seconded by Mr. Dudzinski and passed:

**WHEREAS**, previously a written Petition in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of Van Buren, Onondaga County, New York, or the establishment of a Sanitary Sewer District in said Town, to be bounded and described as set forth in the Boundary Description attached hereto and made a part hereof; and

**WHEREAS**, at its regular meeting of March 17, 2020, the Town Board of the Town of Van Buren scheduled a public hearing for April 21, 2020 at 7:00 p.m., or as soon thereafter, at the Town of Van Buren Town Office Building located at 7575 Van Buren Road, Baldwinsville, New York to consider the submitted Petition 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 to the submitted Petition as may be required by law or proper in the premises; and

**WHEREAS**, due to the COVID-19 pandemic and the various Executive Orders issued by the Governor of the State of New York , the Town Board of the Town of Van Buren cancelled their regular meeting of April 21, 2020, thereby temporarily postponing the public hearing on the submitted Petition; and

**WHEREAS**, pursuant to social distancing guidelines issued by the State of New York, the Town of Van Buren has determined to offer remote attendance to future Town Board meetings through the videoconferencing platform, Zoom until further notice; and

**WHEREAS**, all costs in connection with the formation of said Sanitary Sewer District, including all legal and engineering expenses incurred by the Town, and all costs of construction of sewer facilities necessary to serve said District and also all costs and expenses incidental to the acquisition of necessary lands and rights-of-way therefore will be paid by the Petitioner, their grantees, successors or assigns, who will subsequently execute, if necessary, an instrument conveying title to all or such portions of such sewer facilities including lands or rights-of-way that may be required by the Town Board of the Town of Van Buren, free and clear of all liens and encumbrances, to the said Sanitary Sewer District at no expense to said District or the Town of Van Buren; and

**WHEREAS**, previously on March 17, 2020, the Town Board determined that the formation of the Sanitary Sewer District and the construction of improvements thereon would have no significant effects on the environment and that such determination constituted a negative declaration for purposes of environmental review.

**NOW THEREFORE, IT IS HEREBY**

**ORDERED** that a public hearing of the Town Board of said Town of Van Buren shall now be held on the 2<sup>nd</sup> day of June, 2020, at 7:00 p.m., or as soon thereafter as the matter can be heard, to consider the said Petition and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation to the said Petition as may be required by law or proper in the premises; and it is further

**ORDERED** that in response to the continued social distancing guidelines, the Town of Van Buren Town Hall will not be open to visitors due to the public health and safety concerns. The Town Board will offer remote attendance to said public hearing through the videoconferencing platform, Zoom. A free version of this software is available at Zoom.us. Video participants can access Zoom at the following link: <https://US02web.zoom.us/j/83745643663>. For audio participants, call 1 929 205 6099 and enter Meeting ID: 83745643663. Further the public is encouraged to offer its comments in writing to the Town by email communication to the Town Clerk, Lynn McCormick at [clerk@townofvanburen.com](mailto:clerk@townofvanburen.com) no later than 12:00 p.m. (noon) on June 2, 2020. All comments will be entered into the record and distributed to all Board Members. Fax

communications will also be accepted and may be sent to (315) 635-8247. Mailed comments should be sent to: Town of Van Buren Town Board c/o Lynn McCormick, Town Clerk, 7575 Van Buren Road, Baldwinsville, New York 13027. All comments must be received by 12:00 p.m. (noon) on June 2, 2020. All meetings of the Town will be recorded and approved minutes will be posted on the Town's website; and it is further

**ORDERED** that certified copies of this Order shall be duly published and posted as required by law.

The question of the adoption of the foregoing Resolution and Order was duly put to a vote and upon roll call, the vote was as follows:

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes - Motion Carried & Adopted

**Boundary Description**

**Trey Brook Subdivision Sanitary Sewer District**

**Town of Van Buren, Onondaga County, New York**

PROPOSED DESCRIPTION OF TREY BROOK SUBDIVISION, TOWN OF VAN BUREN, ONONDAGA COUNTY, STATE OF NEW YORK.

All that tract or parcel of land situate in the Town of Van Buren, County of Onondaga and State of New York and being part of Lots 15, 23 and 43 in said Town and being more particularly bounded and described as follows:

Beginning at the intersection of the centerline of New York State Route No. 48 with the north line of Seneca Knolls, Section Das shown on a map of said tract filed in the Onondaga County Clerk's Office as map No. 3952,

Thence N42°22'47"W, along said centerline, a distance of 476.00 feet to an angle point therein;  
Thence N42°50'59"W, along said centerline, a distance of 640.03 feet to the southerly corner of a parcel of land described in deed to Trapp and Evans, recorded in said Clerk's Office in Book of Deeds 4750 at page 115;

Thence N55°34'02"E, along the southeast line of said parcel and through an iron pipe near said centerline, a distance of 385.49 feet to an iron pipe at the east corner of said parcel;

Thence N38°57' 43"W, along the northeast line of said parcel and the northeast line of a parcel of land described in a deed to Capria recorded in said Clerk's Office in Book of Deeds 4744 at page 823, a distance of 199.25 feet to an iron pipe at the east corner of said Capria parcel;

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Thence S55°34'06"W, along the northwest line of said Capria parcel, a distance of 89.79 feet;  
Thence N38°07'03"W, a distance of 150.01 feet along the northwestern line of said parcel and the northeast line of Lot I Seneca Golf Course, as shown on Filed Map No. 12262 made by J. Stephen Sehnert, LLS, dated June 22, 2016 recorded in said Clerk's Office on October 13, 2016; Thence S55°34'06"W, a distance of 300.00 feet to said centerline;

Thence N37°56'27"W, along said centerline, a distance of 324.05 feet to the northwest line of lands described in a deed to Route Forty-Eight Corp. recorded in said Clerk's Office in Book of Deeds 2543 and page 685; thence the following five courses and distances along the said northwest line:

1. N57°47'53"E, a distance of 113.50 feet;
2. N37°52'49"W, a distance of 78.03 feet to an iron;
3. N52°45'02"E, a distance of 239.00 feet;
4. N34°22'18"W, a distance of 135.85 feet to an iron;
5. N50°51'18"E, a distance of 925.86 feet to an iron pipe on the southwesterly line of Van Ness Road South;

Thence N46°07'17"W, along said southwesterly road, a distance of 177.09 feet;

Thence N86°21'07"E, across said road, a distance of 135.58 feet to the southwest line of lands of the Erie-Lackawanna Railroad Co.;

Thence S46°07'17"E, along said southwest line, a distance of 1043.26 feet to a point of curve;  
Thence southeasterly on a curve to the left having a radius of 6589.40 feet, a length of arc of 668.96 feet to a railroad monument at the point of tangency;

Thence S51°56'17"E, a distance of 15.59 feet to the northerly corner of Lot 2, Seneca Golf Course as shown on a map by Applied Earth Technologies, Stephen Sehnert, Land Surveyor, filed in the Onondaga County Clerk's Office as map No. 12262;

Thence S45°39'08"W, along the northwest line of said lot, a distance of 68.99 feet to the westerly corner of said lot;

Thence S45°47'34"E, along the southwesterly line of said lot, a distance of 435.00 feet to the south corner of said lot;

Thence N45°39'08"E along the southeasterly line of said lot, a distance of 115.97 feet to the east corner of said lot and the southwesterly line of said railroad;

Thence S51°56'17"E, along said railroad, a distance of 1217.30 feet to a widening in said railroad lands;



Thence S03°26'17"E, a distance of 22.03 feet; Thence S51°56'17"E, a distance of 115.29 feet to the easterly extension of the north line of Seneca Knolls, Section C as shown on a map of said tract filed in said Clerk's Office as map No. 3893;

Thence S86°13'53"W, along said extension and the north line of Seneca Knolls sections C and D, a distance of 2380.82 feet to the point of beginning.

Excepting there from a small triangular parcel in the westerly corner of the above described parcel appropriated by the People of the State of New York as Parcel No. 29, Map No. 26 and recorded in said Clerk's Office in Book of Deeds 2033 at page 376.

The above containing 90.28± acres of land.

References:

1. A deed filed in the Onondaga Clerk's Office having Instrument No. 2019-00020746, on 06/13/2019 with First Party 1 being Brolex Properties LLC, First Party 2 being Massett, James R..
2. A Map made by J. Stephen Schnert, LLS, dated June 22, 2016 and filed in the Onondaga Clerk's Office on October 13, 2016 as Map No. 12262 both depicting and describing Lot 1. Seneca Golf Course.
3. A deed filed in the Onondaga Clerk's Office having Instrument No. 2019-00011242, on 03/25/2019 with First Party 1 being Route Forty Eight Corp, First Party 2 being Brolex Properties LLC.

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**IN THE MATTER  
OF  
THE TREYBROOK DRAINAGE DISTRICT  
IN THE TOWN OF VAN BUREN, COUNTY OF ONONDAGA  
AND STATE OF NEW YORK, PURSUANT TO ARTICLE 12 OF THE TOWN LAW**

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060-20-039 The following Resolution was moved by Mrs. Van Der Water, seconded by Mr. Tupper and passed:

**WHEREAS**, previously a written Petition in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of Van Buren, Onondaga County, New York, or the establishment of a Drainage District in said Town, to be bounded and described as set forth in the Boundary Description attached hereto and made a part hereof; and

**WHEREAS**, at its regular meeting of March 17, 2020, the Town Board of the Town of Van Buren scheduled a public hearing for April 21, 2020 at 7:00 p.m., or as soon thereafter, at the Town of Van Buren Town Office Building located at 7575 Van Buren Road, Baldwinsville, New York to consider the submitted Petition 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 to the submitted Petition as may be required by law or proper in the premises; and

**WHEREAS**, due to the COVID-19 pandemic and the various Executive Orders issued by the Governor of the State of New York , the Town Board of the Town of Van Buren cancelled their regular meeting of April 21, 2020, thereby temporarily postponing the public hearing on the submitted Petition; and

**WHEREAS**, pursuant to social distancing guidelines issued by the State of New York, the Town of Van Buren has determined to offer remote attendance to future Town Board meetings through the videoconferencing platform, Zoom until further notice; and

**WHEREAS**, all costs in connection with the formation of said Drainage District, including all legal and engineering expenses incurred by the Town, and all costs of construction of sewer facilities necessary to serve said District and also all costs and expenses incidental to the acquisition of necessary lands and rights-of-way therefore will be paid by the Petitioner, their grantees, successors or assigns, who will subsequently execute, if necessary, an instrument conveying title to all or such portions of such sewer facilities including lands or rights-of-way that may be required by the Town Board of the Town of Van Buren, free and clear of all liens and encumbrances, to the said Drainage District at no expense to said District or the Town of Van Buren; and

**WHEREAS**, previously on March 17, 2020, the Town Board determined that the formation of the Drainage District and the construction of improvements thereon would have no significant effects on the environment and that such determination constituted a negative declaration for purposes of environmental review.

**NOW THEREFORE, IT IS HEREBY**

**ORDERED** that a public hearing of the Town Board of said Town of Van Buren shall now be held on the 2<sup>nd</sup> day of June, 2020, at 7:00 p.m., or as soon thereafter as the matter can be heard, to consider the said Petition and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation to the said Petition as may be required by law or proper in the premises; and it is further

**ORDERED** that in response to the continued social distancing guidelines, the Town of Van Buren Town Hall will not be open to visitors due to the public health and safety concerns. The Town Board will offer remote attendance to said public hearing through the videoconferencing platform, Zoom. A free version of this software is available at Zoom.us. Video participants can access Zoom at the following link: <https://US02web.zoom.us/j/83745643663>. For audio participants, call 1 929 205 6099 and enter Meeting ID: 83745643663 Further the public is encouraged to offer its comments in writing to the Town by email communication to the Town Clerk, Lynn McCormick at [clerk@townofvanburen.com](mailto:clerk@townofvanburen.com) no later than 12:00 p.m. (noon) on June 2, 2020. All comments will be entered into the record and distributed to all Board Members. Fax

communications will also be accepted and may be sent to (315) 635-8247. Mailed comments should be sent to: Town of Van Buren Town Board c/o Lynn McCormick, Town Clerk, 7575 Van Buren Road, Baldwinsville, New York 13027. All comments must be received by 12:00 p.m. (noon) on June 2, 2020. All meetings of the Town will be recorded and approved minutes will be posted on the Town's website; and it is further

**ORDERED** that certified copies of this Order shall be duly published and posted as required by law.

The question of the adoption of the foregoing Resolution and Order was duly put to a vote and upon roll call, the vote was as follows:

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes - Motion Carried & Adopted

### **Boundary Description**

#### **Trey Brook Subdivision Drainage District**

#### **Town of Van Buren, Onondaga County, New York**

PROPOSED DESCRIPTION OF TREY BROOK SUBDIVISION, TOWN OF VAN BUREN, ONONDAGA COUNTY, STATE OF NEW YORK.

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Beginning at the intersection of the centerline of New York State Route No. 48 with the north line of Seneca Knolls, Section Das shown on a map of said tract filed in the Onondaga County Clerk's Office as map No. 3952,

Thence N42°22'47"W, along said centerline, a distance of 476.00 feet to an angle point therein;  
Thence N42°50'59"W, along said centerline, a distance of 640.03 feet to the southerly corner of a parcel of land described in deed to Trapp and Evans, recorded in said Clerk's Office in Book of Deeds 4750 at page 115;

Thence N55°34'02"E, along the southeast line of said parcel and through an iron pipe near said centerline, a distance of 385.49 feet to an iron pipe at the east corner of said parcel;

Thence N38°57' 43"W, along the northeast line of said parcel and the northeast line of a parcel of land described in a deed to Capria recorded in said Clerk's Office in Book of Deeds 4744 at page 823, a distance of 199.25 feet to an iron pipe at the east corner of said Capria parcel;

Thence S55°34'06"W, along the northwest line of said Capria parcel, a distance of 89.79 feet;  
Thence N38°07'03"W, a distance of 150.01 feet along the northwestern line of said parcel and the

northeast line of Lot I Seneca Golf Course, as shown on Filed Map No. 12262 made by J. Stephen Sehnert, LLS, dated June 22, 2016 recorded in said Clerk's Office on October 13, 2016; Thence S55°34'06"W, a distance of 300.00 feet to said centerline;

Thence N37°56'27"W, along said centerline, a distance of 324.05 feet to the northwest line of lands described in a deed to Route Forty-Eight Corp. recorded in said Clerk's Office in Book of Deeds 2543 and page 685; thence the following five courses and distances along the said northwest line:

1. N57°47'53"E, a distance of 113.50 feet;
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4. N34°22'18"W, a distance of 135.85 feet to an iron;
5. N50°51'18"E, a distance of 925.86 feet to an iron pipe on the southwesterly line of Van Ness Road South;

Thence N46°07'17"W, along said southwesterly road, a distance of 177.09 feet;

Thence N86°21'07"E, across said road, a distance of 135.58 feet to the southwest line of lands of the Erie-Lackawanna Railroad Co.;

Thence S46°07'17"E, along said southwest line, a distance of 1043.26 feet to a point of curve; Thence southeasterly on a curve to the left having a radius of 6589.40 feet, a length of arc of 668.96 feet to a railroad monument at the point of tangency;

Thence S51°56'17"E, a distance of 15.59 feet to the northerly corner of Lot 2, Seneca Golf Course as shown on a map by Applied Earth Technologies, Stephen Sehnert, Land Surveyor, filed in the Onondaga County Clerk's Office as map No. 12262;

Thence S45°39'08"W, along the northwest line of said lot, a distance of 68.99 feet to the westerly corner of said lot;

Thence S45°47'34"E, along the southwesterly line of said lot, a distance of 435.00 feet to the south corner of said lot;

Thence N45°39'08"E along the southeasterly line of said lot, a distance of 115.97 feet to the east corner of said lot and the southwesterly line of said railroad;

Thence S51°56'17"E, along said railroad, a distance of 1217.30 feet to a widening in said railroad lands;

Thence S03°26'17"E, a distance of 22.03 feet; Thence S51°56'17"E, a distance of 115.29 feet to the easterly extension of the north line of Seneca Knolls, Section C as shown on a map of said tract filed in said Clerk's Office as map No. 3893;

Thence S86°13'53"W, along said extension and the north line of Seneca Knolls sections C and D, a distance of 2380.82 feet to the point of beginning.

Excepting there from a small triangular parcel in the westerly corner of the above described parcel appropriated by the People of the State of New York as Parcel No. 29, Map No. 26 and recorded in said Clerk's Office in Book of Deeds 2033 at page 376.

The above containing 90.28± acres of land.

References:

1. A deed filed in the Onondaga Clerk's Office having Instrument No. 2019-00020746, on 06/13/2019 with First Party 1 being Brolex Properties LLC, First Party 2 being Massett, James R..
2. A Map made by J. Stephen Sehnert, LLS, dated June 22, 2016 and filed in the Onondaga Clerk's Office on October 13, 2016 as Map No. 12262 both depicting and describing Lot 1. Seneca Golf Course.
3. A deed filed in the Onondaga Clerk's Office having Instrument No. 2019-00011242, on 03/25/2019 with First Party 1 being Route Forty Eight Corp, First Party 2 being Brolex Properties LLC.

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**IN THE MATTER  
OF  
THE TREYBROOK LIGHTING DISTRICT  
IN THE TOWN OF VAN BUREN, COUNTY OF ONONDAGA  
AND STATE OF NEW YORK, PURSUANT TO ARTICLE 12 OF THE TOWN LAW**

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061-20-039 The following Resolution was moved by Mrs. Van Der Water seconded by Mr. Dudzinski and passed:

**WHEREAS**, previously a written Petition in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of Van Buren, Onondaga County, New York, or the establishment of a Lighting District in said Town, to be bounded and described as set forth in the Boundary Description attached hereto and made a part hereof; and

**WHEREAS**, at its regular meeting of March 17, 2020, the Town Board of the Town of Van Buren scheduled a public hearing for April 21, 2020 at 7:00 p.m., or as soon thereafter, at the Town of Van Buren Town Office Building located at 7575 Van Buren Road, Baldwinsville, New York to consider the submitted Petition 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 to the submitted Petition as may be required by law or proper in the premises; and

**WHEREAS**, due to the COVID-19 pandemic and the various Executive Orders issued by the Governor of the State of New York , the Town Board of the Town of Van Buren cancelled their regular meeting of April 21, 2020, thereby temporarily postponing the public hearing on the submitted Petition; and

**WHEREAS**, pursuant to social distancing guidelines issued by the State of New York, the Town of Van Buren has determined to offer remote attendance to future Town Board meetings through the videoconferencing platform, Zoom until further notice; and

**WHEREAS**, all costs in connection with the formation of said Lighting District, including all legal and engineering expenses incurred by the Town, and all costs of construction of sewer facilities necessary to serve said District and also all costs and expenses incidental to the acquisition of necessary lands and rights-of-way therefore will be paid by the Petitioner, their grantees, successors or assigns, who will subsequently execute, if necessary, an instrument conveying title to all or such portions of such sewer facilities including lands or rights-of-way that may be required by the Town Board of the Town of Van Buren, free and clear of all liens and encumbrances, to the said Lighting District at no expense to said District or the Town of Van Buren; and

**WHEREAS**, previously on March 17, 2020, the Town Board determined that the formation of the Lighting District and the construction of improvements thereon would have no significant effects on the environment and that such determination constituted a negative declaration for purposes of environmental review.

**NOW THEREFORE, IT IS HEREBY**

**ORDERED** that a public hearing of the Town Board of said Town of Van Buren shall now be held on the 2<sup>nd</sup> day of June, 2020, at 7:00 p.m., or as soon thereafter as the matter can be heard, to consider the said Petition and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation to the said Petition as may be required by law or proper in the premises; and it is further

**ORDERED** that in response to the continued social distancing guidelines, the Town of Van Buren Town Hall will not be open to visitors due to the public health and safety concerns. The Town Board will offer remote attendance to said public hearing through the videoconferencing platform, Zoom. A free version of this software is available at Zoom.us. Video participants can access Zoom at the following link: <https://US02web.zoom.us/j/83745643663>. For audio participants, call 1 929 205 6099 and enter Meeting ID: 83745643663. Further the public is encouraged to offer its comments in writing to the Town by email communication to the Town Clerk, Lynn McCormick at [clerk@townofvanburen.com](mailto:clerk@townofvanburen.com) no later than 12:00 p.m. (noon) on June 2, 2020. All comments will be entered into the record and distributed to all Board Members. Fax communications will also be accepted and may be sent to (315) 635-8247. Mailed comments should be sent to: Town of Van Buren Town Board c/o Lynn McCormick, Town Clerk, 7575 Van Buren Road, Baldwinsville, New York 13027. All comments must be received by 12:00 p.m. (noon) on June 2, 2020. All meetings of the Town will be recorded and approved minutes will be posted on the Town's website; and it is further

**ORDERED** that certified copies of this Order shall be duly published and posted as required by law.

The question of the adoption of the foregoing Resolution and Order was duly put to a vote and upon roll call, the vote was as follows:

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes - Motion Carried & Adopted

**Boundary Description**

**Trey Brook Subdivision Lighting District**

**Town of Van Buren, Onondaga County, New York**

PROPOSED DESCRIPTION OF TREY BROOK SUBDIVISION, TOWN OF VAN BUREN, ONONDAGA COUNTY, STATE OF NEW YORK.

All that tract or parcel of land situate in the Town of Van Buren, County of Onondaga and State of New York and being part of Lots 15, 23 and 43 in said Town and being more particularly bounded and described as follows:

Beginning at the intersection of the centerline of New York State Route No. 48 with the north line of Seneca Knolls, Section Das shown on a map of said tract filed in the Onondaga County Clerk's Office as map No. 3952,

Thence N42°22'47"W, along said centerline, a distance of 476.00 feet to an angle point therein; Thence N42°50'59"W, along said centerline, a distance of 640.03 feet to the southerly corner of a parcel of land described in deed to Trapp and Evans, recorded in said Clerk's Office in Book of Deeds 4750 at page 115;

Thence N55°34'02"E, along the southeast line of said parcel and through an iron pipe near said centerline, a distance of 385.49 feet to an iron pipe at the east corner of said parcel;

Thence N38°57' 43"W, along the northeast line of said parcel and the northeast line of a parcel of land described in a deed to Capria recorded in said Clerk's Office in Book of Deeds 4744 at page 823, a distance of 199.25 feet to an iron pipe at the east corner of said Capria parcel;

Thence S55°34'06"W, along the northwest line of said Capria parcel, a distance of 89.79 feet; Thence N38°07'03"W, a distance of 150.01 feet along the northwestern line of said parcel and the northeast line of Lot I Seneca Golf Course, as shown on Filed Map No. 12262 made by J. Stephen Sehnert, LLS, dated June 22, 2016 recorded in said Clerk's Office on October 13, 2016; Thence S55°34'06"W, a distance of 300.00 feet to said centerline;

Thence N37°56'27"W, along said centerline, a distance of 324.05 feet to the northwest line of lands described in a deed to Route Forty-Eight Corp. recorded in said Clerk's Office in Book of Deeds 2543 and page 685; thence the following five courses and distances along the said northwest line:

1. N57°47'53"E, a distance of 113.50 feet;
2. N37°52'49"W, a distance of 78.03 feet to an iron;
3. N52°45'02"E, a distance of 239.00 feet;
4. N34°22'18"W, a distance of 135.85 feet to an iron;

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5. N50°51'18"E, a distance of 925.86 feet to an iron pipe on the southwesterly line of Van Ness Road South;

Thence N46°07'17"W, along said southwesterly road, a distance of 177.09 feet;

Thence N86°21'07"E, across said road, a distance of 135.58 feet to the southwest line of lands of the Erie-Lackawanna Railroad Co.;

Thence S46°07'17"E, along said southwest line, a distance of 1043.26 feet to a point of curve; Thence southeasterly on a curve to the left having a radius of 6589.40 feet, a length of arc of 668.96 feet to a railroad monument at the point of tangency;

Thence S51°56'17"E, a distance of 15.59 feet to the northerly corner of Lot 2, Seneca Golf Course as shown on a map by Applied Earth Technologies, Stephen Sehnert, Land Surveyor, filed in the Onondaga County Clerk's Office as map No. 12262;

Thence S45°39'08"W, along the northwest line of said lot, a distance of 68.99 feet to the westerly corner of said lot;

Thence S45°47'34"E, along the southwesterly line of said lot, a distance of 435.00 feet to the south corner of said lot;

Thence N45°39'08"E along the southeasterly line of said lot, a distance of 115.97 feet to the east corner of said lot and the southwesterly line of said railroad;

Thence S51°56'17"E, along said railroad, a distance of 1217.30 feet to a widening in said railroad lands;

Thence S03°26'17"E, a distance of 22.03 feet; Thence S51°56'17"E, a distance of 115.29 feet to the easterly extension of the north line of Seneca Knolls, Section C as shown on a map of said tract filed in said Clerk's Office as map No. 3893;

Thence S86°13'53"W, along said extension and the north line of Seneca Knolls sections C and D, a distance of 2380.82 feet to the point of beginning.

Excepting there from a small triangular parcel in the westerly corner of the above described parcel appropriated by the People of the State of New York as Parcel No. 29, Map No. 26 and recorded in said Clerk's Office in Book of Deeds 2033 at page 376.

The above containing 90.28± acres of land.

References:

1. A deed filed in the Onondaga Clerk's Office having Instrument No. 2019-00020746, on 06/13/2019 with First Party 1 being Brolex Properties LLC, First Party 2 being Massett, James R..
2. A Map made by J. Stephen Sehnert, LLS, dated June 22, 2016 and filed in the Onondaga Clerk's Office on October 13, 2016 as Map No. 12262 both depicting and describing Lot 1. Seneca Golf Course.
3. A deed filed in the Onondaga Clerk's Office having Instrument No. 2019-00011242, on



03/25/2019 with First Party 1 being Route Forty Eight Corp, First Party 2 being Brolex Properties LLC.

Mr. Gilligan said at that meeting we can also address the developer agreement and covenants that same night so June 2<sup>nd</sup> they will walk out with all their approvals.

Ms. Sabin asked if that is dependent on them having their security deposits in.

Mr. Sykes said yes, they have to jump through all the hoops.

Mrs. Van Der Water asked if this will be a zoom meeting.

Mr. Sykes said yes, that will be a zoom meeting as well because of the public hearing.

Mrs. Van Der Water said it will not be open to the public.

Mr. Sykes said not unless something from Albany changes, he could increase the number from ten people to 20 and then we could have a real meeting. But, it will still be done through Zoom because that is the way it's advertised.

Ms. Lesniak said we can still accept written comments.

Mr. Gilligan said accept written comments until the meeting after that.

Discussion/Action on requirement to install sidewalks along west side of Crego Road in local business zone:

Mr. Sykes said we have an attorney's office going in over there in an existing residential home zoned local business. It is an allowable use in that district. The Planning Board had a requirement on him that he needs to install a sidewalk. There has been some discussion as to why do they need sidewalks. It wasn't Tony that brought it up it was one of his Board members who brought it up. In that general area we requested sidewalks from everybody that's gone in there in the last several years. And I know it was part of the Downer Street Corridor study that was done to have sidewalks for conveyances for pedestrians in that area so we gotta get an action from the Board on whether or not they still feel that it's a good idea to have sidewalks where the Planning Board feels it is necessary. I for one think it should be there, I know the Crego Farm is eventually gonna develop and the current people who live in the Comstock Tract I'm sure would like a conveyance to walk down to some of the shops and stores on Downer Street. I just think you gotta take the opportunity when it arises, I know there will be some gaps in the sidewalks but as it develops they will be required to put in sidewalks in to fill in those gaps so eventually, I don't know how long, but eventually there will be sidewalks there to service the Crego Farm and Comstock Tract. If we don't start now you're never gonna be able them in the future. And if we don't require it, it sets a precedent and how do we ask anybody in the future to put them in. So that's where I am coming from on it.

Mrs. Van Der Water said at the meeting, I think it was in March, and we did have a discussion about this and I felt like I walked away from here with the Board, and I wasn't involved when the Downer Street Corridor and I felt like everyone agreed that the tone was not to require the sidewalks up Crego, only Downer Street and certainly we were looking at national chains, such as Walgreen's and Aldi's who have the pocketbook, not someone who is relocating a business from Lysander to Van Buren. Yes, he's an attorney but he is a sole practitioner so I am kind of disappointed that we are bringing it up again because I thought after discussing it that we were gonna have a recommendation sent to the Planning Board that they could put in there that if the County presses and wants that done he would be held accountable to do that but we wouldn't require it.

Mr. Sykes said the Planning Board Chairman came to me and said I need direction from the Town Board if they want to continue to do this practice or they don't. So that's why we're doing this, this is the first instance, after this instance we're gonna send it to the Land Use Committee so they can give guidelines to where sidewalks need to be and go from there. In talking with Tony I said if the Town Board votes to have these put in is there any problem with waiting a couple years to allow him some time to save up the money to do it. And Tony said no, the rest of it isn't going to infill in the next couple years but he said we gotta have some time limit if we're gonna do it. And so he suggested a couple years and we'd probably have to have a performance bond or a letter of credit to ensure that it gets done. In the meantime we'd give him a contingent CO on putting the sidewalks in and when they're done he'd be fulfilled and he gets his full CO.

Ms. Lesniak said that is what she is in favor of. I am not looking to treat anyone differently so to me, there is no difference between Aldi and a sole proprietor. Second, while the Downer Street Corridor did recognize some roads coming off Downer Street until Crego gets fully developed I can't see making one business fill in the next little section, what if that never comes to fruition and Crego Farm never materializes. I just think there was no need to make this individual or business put sidewalks in now. I was ok with some sort of, "you will still be required", that's like if you wanted to build a house north of the fire department you would be required to put in sidewalks if there are sidewalks there now. You can't really count the little section of Walgreen's.

Mr. Sykes said the Comstock Tract people if they walk down there wouldn't have to walk in the road if there was something there.

Mr. Dudzinski said I do see people walking more and more now than they did years before. And when I go down Crego Road I do see people walking down around the bend to come down to McDonald's or whatever, I do see people using it.

Mr. Sykes said we are looking at the requirement now for this property. It doesn't have to built right away, it could go five years as long as we have security or a bond or a letter of credit to ensure it's gonna get done is all. And then

Ms. Lesniak said something from the owner, I don't want to call it a lien, but something that says they're responsible for the sidewalk on their square footage.

Mr. Sykes asked Mr. Gilligan if there is any other mechanism.

Mr. Gilligan said you really can't leave it amorphous, you can't just say yeah, if there's some development someday up the road you've got to put in your sidewalk. What you would do is say you are required to put in your sidewalk it is a condition of your approval and you have x number of years to do it and you must ensure that you will do it by giving us a bond or a letter of credit. I would recommend over a five year period the price of the sidewalk could change considerably if you're gonna do it for that long you're gonna need a larger security. If you're gonna do it for a couple years that certainly gives the landowner enough time to save up to do the sidewalk and at the end of the two years if he hasn't done it you can take that security and the town can do it.

Ms. Lesniak said I don't see the point of forcing a sidewalk to nowhere at this point, that's where I am coming from.

Mr. Tupper asked if it is contiguous now at one end.

Ms. Lesniak said not really, it starts to come up about, I don't even know...

Mr. Sykes said it comes up just about to the property line.

Mr. Dudzinski said about 50 feet.

Mr. Sykes said it is the first house right next to Walgreen's.

Mr. Tupper asked if it goes to the antique store.

Mr. Sykes said no, to the hairdresser.

Mr. Sykes said he has about 200' of frontage and 37' of driveway there now. Based on the prices we paid last year and don't forget we paid prevailing wage, it would be just under \$10,000 if the town were to do it now. If he does it he can do it without prevailing wage which is usually a third more.

Ms. Sabin said we would not make him rip up the driveway to put in a sidewalk.

Mr. Sykes said no, we don't do it like the Village does. The Village makes them cross the driveway, I don't think that's the appropriate way they can do what they want in the Village. We make them butt the driveway because that's gonna be plowed and maintained. Anyway the cost this year would be about \$10,000 if we gave him five years we'd need securities for \$15,000 maybe to make sure we were covered if we ended up having to do it paying prevailing wage.

Mr. Gilligan said you don't do it for five, you do it for something less than five, like two would be a more reasonable amount. There's no way to just do it and say hey, if they ever build someplace you gotta put it in because then he won't be able to do it then. So I think what you have to do is say it's required, we're gonna give you a couple years to do it, with recognition of your circumstances and the fact that those developments aren't yet built, but we know they are going to be built, so, we'll give ya a couple years to save up to do that project and if you're not done by those two years we will take your security and the town will do it.

Mr. Sykes said he knows there's a question about solar going in on Crego farm and if it does it will be everything west of the high tension wire between Rt. 690 and the high line. They feel that may be harder to develop and get all the utilities over there due to the large high pressure gas main that runs through there and the right of way for the high tension power lines.

Mr. Tupper said all the archeological study for artifacts.

Mr. Dudzinski said that will be all along the waterfront property.

Mr. Sykes told Mr. Tupper he was probably there in a tee pee.

Mr. Sykes asked what's the Board's pleasure.

Mr. Tupper said as long as it gets done eventually.

Mr. Dudzinski said as long as there's a timeframe.

\*Inaudible..several people talking at same time\*

Mr. Sykes asked Mr. Hoy what meeting he was told.

Mr. Hoy said it would have been the February meeting.

Mrs. Van Der Water said yes, because we talked about it in March and you knew who we were talking about who it was and what was required. I want to say it was a County recommendation.

Mr. Sykes said yes, that's a standard boiler plate on every one of their recommendations to make sure you don't forget sidewalks.

Ms. Lesniak said walkable community.

Mr. Sykes said we required it at Treybrook from their main entrance down toward the plaza there in Seneca Knolls.

Mr. Sykes said I have no idea when he purchased the property.

Mr. Hoy said from what he said at the Planning Board meeting he is amendable to putting in sidewalk so you can walk from Walgreen's to his driveway.

Ms. Lesniak said maybe that is the compromise he goes to the driveway now and he needs to complete the rest of it in the next two years.

Ms. Sabin said I would go to the driveway at this point.

Mr. Sykes asked if that is a motion.

Ms. Lesniak said she would make that motion.

Mr. Dudzinski said he would second it.

Mr. Sykes asked how long, two years?

Ms. Lesniak said she would give two because construction costs will just keep going up.

Mr. Sykes asked what do you want for security, a letter of credit or bond or just say security?

Ms. Sabin said a letter of credit.

Mr. Gilligan said we're doing this right now with Treybrook obviously on a different scale but it will be letters of credit.

Mr. Sykes said he just has to get it from a bank.

Ms. Lensiak said now's the time to borrow.

Mr. Sykes said he doesn't actually borrow the money they just say he's good for it.

062-20-000 MOTION BY Ms. Lesniak, seconded by Mr. Dudzinski, to extend the sidewalk to the driveway now and within two years put in the balance, less the driveway, with a letter of credit in the amount of \$10,000.

Ms. Lesniak said we should standardize this for future properties on Crego Road.

Mr. Sykes said this is why we are going to charge the Land Use Committee with looking at not just this area but other parts of the town as well giving the Planning Board direction on where the Land Use Committee thinks we need sidewalks and that will give them some guidance and direction and the mechanism on how to do it. So that's another one for your plate.

Ms. Lesniak said until there is a developer for Crego it seems a little cart before the horse. It may never happen.

Mr. Sykes said but if you don't do it now and Crego does then the town is building it.

Mrs. Van Der Water said she wanted to go on record that it's disappointing that we had this conversation in March it seemed that everybody was on board with sending a memo to Tony that we would agree to it being a recommendation if the County insisted on it.

Ms. Sabin said that's not how she understood it.

Mrs. Van Der Water said that is all she is gonna say.

Ms. Lesniak said she will go on record that my understanding was we would ask the Planning Board to see if we can defer this until Crego is built out. I was never under the impression that this was the County's decision to make.

Ms. Sabin said she is under the same impression.

Mr. Sykes called for a vote:

Mrs. Van Der Water – No, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

Motion Carried & Adopted

Discussion regarding future meetings and logistics:

Mr. Sykes said tonight we are doing Facebook Live and expect to be using it for May 19<sup>th</sup> meeting. On June 2<sup>nd</sup> we'll be doing Zoom then and thereafter until it may not be needed or we decide we're gonna continue doing that regardless of what this virus is doing. Greg has been working on it and we gotta get a camera, a subscription and some other stuff and we should be able to be up and running by the 2<sup>nd</sup> for those public hearings. Anyone have any questions on logistics of meetings? This is how, as long as social distancing is in effect, this is how we're going to have to have the board meeting set up.

Mr. Sykes said Tony and I have talked about the Planning Board and how they will have to operate, they think they will have the applicants wait in their cars and bring them in one at a time and Casey will escort them in and out. He's got about five public hearings that he knows he's gotta have so they all have to be televised. They will have to be done with Zoom. The Board of Assessment Review, their calls don't have to be televised but when they deliberate and give the reasons why they did lower or raise things, that's three times during the day that will have to be televised.

Ms. Sabin asked if that's something new.

Mr. Sykes said no, when you read it over, it was in his Executive Order that he issued about two weeks ago that they have to be televised, the BAR stuff.

Mr. Sykes asked if anyone has any questions on this.

Mrs. Van Der Water said she thinks this set up works great, we're all social distancing, no one is touching anything. I think this works fine.

Set service credit for Town Clerk and J. Schazenbach, Planning Board member, per three month log and timesheets submitted:

063-20-038 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to approve or purposes of monthly reporting for the NYS Retirement System, the standard workday and service credit to be reported to the System is as follows:

Lynn Precourt: 20 days per month, 30 days for those with three pay periods

James Schazenbach: .73 hours a month

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes -Motion Carried & Adopted

Councilor Committee Reports & Comments:

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Ms. Sabin said they have basically only done a little bit on the property maintenance changes, we have a draft and would like to schedule a meeting on May 19<sup>th</sup> at 3:00 pm.

Mr. Dduzinski said he will be a little late to that.

Ms. Sabin said we can start at 3:30 pm and asked Mr. Tupper if that time is good for you

Mr. Tupper said sure.

Ms. Lesniak asked if it will be on Zoom.

Ms. Sabin said we can try if it is ready or we will use Facebook Live.

Mr. Dudzinski thanked everyone for bearing with us during this time.

Mr. Sykes said he echoes that.

Mrs. Van Der Water asked if there is anything new with Canton Woods because I know as of today we haven't signed the agreement.

Mr. Sykes said as of today, no. He said I contacted the Mayor after I got back from vacation and said I realize that they are closed and will be until things calm down but it would be nice if we could have this all ironed out before it reopens. He said he would contact his attorney and get back to him on it and I haven't heard anything since.

Mrs. Van Der Water said okay, and we still haven't made any payments.

Mr. Sykes said no.

Mrs. Van Der Water said I sent a request to you for department reports or status while everyone was kind of doing their own thing and I know some people on the Board thought that wasn't really necessary, but, I want to commend the department heads for the responses that they did send in. I thought they were very thorough and exactly what I was looking for so I want to thank our department heads for doing a great job and taking care of their departments and the town during this crazy time. They've been handling things on their own and reaching out to you. It's just been a crazy time right now but they're doing a great job with it so thank you for asking them for the reports.

Mrs. Van Der Water said she attended a Zoom meeting last night with a couple residents in Village Green and Seneca Knolls regarding drainage issues in their yards that have been continuing for a while. I want to thank Jason for agreeing to meet with them and reiterate to any

residents with issues to please call Claude, anyone on the Board or Jason. I've heard some feedback that no one gets back to me or we didn't get resolution and that is not how Town of Van Buren functions. We get back to people and we give options and solutions to people if we can so I would encourage anybody to reach out to the town if you have any drainage issues and we will do what we can.

Mr. Sykes said you've got four appointments for Thursday?

Mr. Hoy said four confirmed appointments.

Mrs. Van Der Water said the only other thing I want to address and we talked about via email with the Board. I just want to go on record as saying I think that the date that the assessment increases went out was a little inconsiderate and probably could have been more thoughtful considering the times we are in right now. People are in the middle of a pandemic, they went out a couple days after this whole thing blew up and I really felt like there should have been some more thought in the process of sending those out. They could have waited I think up to ten more days before they needed to go out before her deadline. People were panicked with everything going on in the world and I just felt like our Assessor probably should have held off for at least a week.

Highway Superintendent Comments:

Mr. Sykes said Doug is excused tonight.

Ms. Lesniak said he is on the trial of Zoom and asked him if he has any comments.

Mr. Foster said the department is working with 50% staff but are doing our best to get caught up. If you feel like we left you behind as far as lawn repairs please reach out to us and we will get to it as soon as we possibly can. We are doing our best to get caught up.

Ms. Dickman, via the trial on Zoom, said I wanted to mention and probably it's obvious but highway negotiations for the new contract are on hold and we don't know when they will start at this point.

Mr. Sykes said we haven't heard anything from our attorney and I don't think she's heard anything from their side either.

Supervisor Comments:

Mr. Sykes said I have a couple things. This morning there was an article in the paper, "Kids await fate of summer camp" as you know we run a day camp and summer playground program plus the pool. With everything that's going on I would like this Board to be ready to take action on whether or not we are going to be running the pool this year and the day camp and playground programming. There's a lot of up in the air and of course we don't know until we



hear from Albany if it's even going to be allowed or not. They did get their packet from the health department yesterday but it came with a cover letter that said, "we don't know what's gonna happen..we're just getting this out in case it can happen". They didn't say one way or another what they think will happen. But, we have to give our people time to get the pool ready and to give our parks & rec people time to get the programming ready. They are taking registrations and I told them to hold the checks, they are not taking any payment by credit card so in case we do not run the program we can just send the checks back. I'd like the Board to be prepared to discuss and act on that at our next meeting regardless of what the state has said or hasn't said.

There is a lot of liability involved if we do run it. There's a lot of guidelines and criteria that we have to meet and it's quite onerous the stuff you have to do. I don't know how you social distance in a pool and you can't wear a mask. They've already said in school next year they have to plan their curriculum on social distancing and I don't know how you do that in a pool. Or have a playground program or a day camp. If they do allow it, Heidi will have a maximum of 60 kids, 30 at the pavilion and 30 in the Lodge. Thereagain, I don't know how you social distance with kids and make them wear masks, 30 kids in that Lodge..I don't know how you social distance it would be impossible there.

Ms. Lesniak said constantly disinfecting surfaces.

Mr. Sykes said right, it is nightly disinfecting. So please be prepared at the next meeting to discuss this and act in it.

Mr. Tupper said all the school and sports are cancelled and I think we should follow that.

Mr. Sykes said that may very well be what the State hands down to us, "no, you can't do it". I know it may leave some people in a lurch as far as daycare, but we have to protect our employees and our children and we have to protect the town from liability. It's not a good picture, looking at it, knowing what we know today. So please be prepared at the next meeting for that.

Mr. Sykes said we received notice of another solar project gong in on Gerald Snow's property at the corner of Rt. 31 and Bennetts Corners Road. Another five megawatt solar project going in there. People like our land for solar projects.

Citizens Comments:

Mr. Sykes said I don't know how we do those on Facebook Live.

Mr. Maxwell, moderating the site from home, spoke through the trial of Zoom and said there was one comment from a gentleman on Farwood Drive that wants the Engineer to contact him concerning flooding on Farwood Drive. Andy Benson is the name.

Mr. Sykes said thank you for passing that along.

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Engineer Comments: None

Attorney Comments:

Mr. Gilligan said it is really good to see you all again, it's been quite a while and hope all of you are healthy and your families are healthy. It's good to get together again after five/six weeks.

Mr. Sykes said it is good to get out.

Mr. Sykes asked if there was any other business to come before the Board.

064-20-000 MOTION BY Mrs. Van Der Water, seconded by Ms. Sabin, to adjourn to the next Regular Town Board Meeting on May 19, 2020 at 7:00 pm.

Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes - Motion Carried & Adopted

Meeting closed 7:45

Respectfully submitted,

Lynn Precourt

Town Clerk

Dated: 5/7/20

