

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on April 17, 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
Ms. Lynn Precourt	Town Clerk

Pledge of Allegiance and Roll Call.

Approve minutes of the Regular Town Board Meeting on April 3, 2018:

066-18-000 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to approve the minutes of the Regular Town Board Meeting on April 3, 2018 as published.

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

Motion Carried & Adopted

Consider fence waiver for 121 Idlewood Blvd.:

Mr. Hoy said there is a 20 foot utility easement in the backyard and the homeowner wants to put up a four foot chain link fence. He said he doesn't have an issue with it and the homeowner understands that if the town needs to get to the easement the fence will need to be removed and replaced at their expense.

067-18-015 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to approve the fence waiver for 121 Idlewood Blvd.

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 Supervisor to execute fourth amendment to Solar Land Lease, Corrective Memo of Lease and Oil & Gas Affidavit, TP-584 and Estoppel Certificate:

Mr. Gilligan said once the survey was complete it was discovered there was .047 acres of land, so that the lease covers 11.847 acres instead of 11.8 acres put in lease. He said the town will benefit from additional rental monies for the increased acreage.

068-18-001.1 MOTION BY Mr. Tupper, seconded by Ms. Lesniak, to approve the Supervisor to execute the fourth amendment to Solar Land Lease, Corrective Memo of Lease and Oil & Gas Affidavit, TP-584 and Estoppel Certificate.

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

Motion Carried & Adopted

Declare Dell Computer #557 as surplus and authorize disposal:

069-18-048 MOTION BY Ms. Sabin, seconded by Ms. Lesniak, to declare Dell Computer #557 surplus and authorize disposal.

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

Motion Carried & Adopted

Introduction of Local Law A-2018 – Local Law amending word usage and definitions in Section 200-9:

070-18-030 Ms. Sabin introduced proposed Local Law No. A-2018 amending Chapter 200 of the Code of the Town of Van Buren titled “Zoning” and made the following Resolution, which was seconded by Mr. Tupper:

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Van Buren, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the enactment of proposed Local Law No. A-2018 is a Type II action and therefore will have no significant effect on the environment, thus concluding environmental review under SEQR; and it is further

RESOLVED AND DETERMINED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. A-2018 at the Van Buren Town Offices located at 7575 Van Buren Road in the Town of Van Buren on May 1, 2018 at 7:00 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

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

Motion Carried & Adopted

Consider refund of building permit fee- less town expenses for legal, engineering and codes department for solar project at 6719 Pottery Road:

Mr. Sykes said the town does not normally refund these fees, however, the company who applied for and received this permit has never done any work at the site and the cost of the permit was substantial.

071-18-007 MOTION BY Mr. Zaccaria, seconded by Ms. Dickman, to approve a refund of the building permit fee, less town expenses for legal, engineering and codes department for solar project at 6719 Pottery Road in the amount of \$29,000.

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

Motion Carried & Adopted

Reject bids received on April 3, 2018 for salt shed foundation;

Mr. Sykes said the town had estimated the cost of the foundation at \$100,000 and the bids came in at \$228,000 and \$232,000. He said since that time the town has looked at other options more in line with the original estimate and has found suitable alternatives. He said the town will set a bid date and time for the alternative foundation materials in the near future.

072-18-054 MOTION BY Ms. Dickman, seconded by Ms. Lesniak, to reject the bids received on April 3, 2018 for salt shed foundation.

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

Motion Carried & Adopted

Confirm Town Clerk’s appointment of Kathryn Halleron as Deputy Town Clerk and set pay rate at \$21.00 an hour:

Mr. Zaccaria said eight candidates were interviewed and Ms. Halleron’s previous government experience along with personable demeanor will serve the residents well.

073-18-038 MOTION BY Mr. Zaccaria, seconded by Ms. Lesniak, to confirm the Town Clerk’s appointment of Kathryn Halleron as Deputy Town Clerk and set pay rate at \$21.00 an hour.

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

Motion Carried & Adopted

Authorize town to convey parcel of land, 055.-04-02.8 in return for portion of parcel of land, 055.-04-02.1:

074-18-048 MOTION BY Mr. Dudzinski, seconded by Mr. Tupper, to authorize the Town of Van Buren to convey a parcel of land, tax map # 055.-04-02.8 to “Lot 1 Winchell Road, LLC” in return for a 0.865 portion of a parcel of land, tax map parcel # 055.-04-.02.1, which is located to the rear and also adjacent to the new town highway garage at 3417 Walters Road in the Town ,

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said conveyance by the Town to Lot 1 Winchell Road, LLC being subject to a permissive referendum.

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

Motion Carried & Adopted

Councilor Committee Reports and Comments:

Ms. Sabin scheduled a Land Use Committee meeting on May 1, 2018 at 5:45 pm at the Town Hall and said the Chairman of the Planning Board, Tony Geiss will be in attendance.

Ms. Dickman scheduled a Public Safety Committee meeting on April 24, 2018 at 5:30 at Town Hall.

Mr. Tupper said he attended a meeting at Canton Woods last week and they discussed a grant shortfall for the bathroom renovation. He said the additional cost is \$9,200.00 and the town has agreed to cover 1/3 of that cost.

Highway Superintendent Comments:

Mr. Foster said the department is once again participating in Earth Day activities by having a Scrap Metal and Tire Drop Off this Friday from 9 am to 3 pm and Saturday from 9 am to Noon. He said there will be a cost for tires and he is waiting for one more vendor quote but it will likely be \$2.50 per tire. They will not be accepting any electronics.

Mr. Foster said they are still waiting on lawn repairs since it has still been snowing. He said once they are certain they will not need to plow again they will start them. He said they are done by plow route. Anyone with concerns or areas they want to report should contact the department.

Supervisor Comments:

Mr. Sykes said he has worked the last two weeks on alternatives to the concrete walls for the salt shed foundation and has found three pre-cast concrete companies that offer an alternative. He said he wants to have bid information and bid date ready to set at the May 1st meeting.

Engineer Comments:

Mr. Hoy said there was a pull out in the newspaper about stormwater management. He said this is part of the public outreach and education that the town pays for through it's participation with the CNY Regional Planning and Development Board.

Attorney Comments: None

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Citizens Comments: None

075-18-000 MOTION BY Ms. Dickman, seconded by Ms. Lensiak, to adjourn to the next Regular Town Board Meeting on May 1, 2018 at 7:30 pm.

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

Motion Carried & Adopted

Meeting closed 7:20pm

Respectfully submitted,

Lynn Precourt
Town Clerk

Dated: 4/18/18