

Regular Meeting of the Town Board of the Town of Van Buren held on April 19, 2023 at 7:00 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Mr. Robert Grover	Councilor
Mrs. Jennifer Sullivan	Councilor
Mrs. Wendy Van Der Water	Councilor
Ms. Darcie Lesniak	Councilor
Mr. Howard Tupper	Councilor
Ms. Mary Frances Sabin	Supervisor

Absent: Mr. Michael Hulchanski, Councilor

Also Present:

Ms. Nadine Bell	Town Attorney
Mr. Jason Hoy	Town Engineer
Mr. Doug Foster	Highway Superintendent
Mrs. Lynn Precourt	Town Clerk

Pledge of Allegiance and Roll Call.

Approve Meeting Minutes of April 5, 2023:

072-23-000 MOTION BY Mrs. Van Der Water, seconded by Mrs. Sullivan, to approve the minutes of the April 5, 2023 Town Board Meeting as published.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Abstain

Motion Carried & Adopted

Citizens Comments:

Mr. Tim Morgan, Lanyard Lane, encouraged the Board to reject any cluster homes in the Harbour Heights neighborhood. He said most homes are on 1/3 acre lots and anything smaller will be out of character for the neighborhood.

Mr. George Cummins, Lanyard Lane, said he agrees with Mr. Morgan and doesn't want to see any cluster homes built.

7:00 pm Public Hearing on Community Development Application

073-23-000 MOTION BY Mrs. Sullivan, seconded by Mr. Tupper, to recess the regular

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meeting, open the public hearing and waive reading the legal notice published in *The Messenger* on April 11, 2023.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Mr. Hoy presented the following five year plan to be approved and submitted:

2023 Application

Snowdale Park Improvements

Installation of amenities at the Town's Snowdale Park in the Seneca Knolls neighborhood. The amenities would include a new pavilion, picnic tables, grill, swing set, and gravel parking area.

Total Project Cost \$67,500

Town's Share (\$ 17,500)

Requested Community Development Funds: \$50,000

2024 Application

Lower Seneca Knolls Drainage and Pavement Rehabilitation – Phase 1

Rehabilitation of drainage and pavement in the Lower Seneca Knolls area. The rehabilitation would generally consist of closed drainage installation and milling and asphalt overlay of the existing pavement with minor pavement repairs.

2025 Application

Lower Seneca Knolls Drainage and Pavement Rehabilitation – Phase 2

Continued rehabilitation of drainage and pavement in the Lower Seneca Knolls area. The rehabilitation would generally consist of closed drainage installation and milling and asphalt overlay of the existing pavement with minor pavement repairs.

2026 Application

Lower Seneca Knolls Drainage and Pavement Rehabilitation – Phase 3

Continued rehabilitation of drainage and pavement in the Lower Seneca Knolls area. The rehabilitation would generally consist of closed drainage installation and milling and asphalt overlay of the existing pavement with minor pavement repairs.

2027 Application

Tappan Street Road Sidewalk

New sidewalk construction from 170' west of Comstock Road easterly to Village line (approx. 1230' total)

2028 Application

ADA accessibility improvements

Upgrades and installation of new accessibility measures at the Town's Central Park.

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Ms. Sabin asked if there was anyone to speak in favor of this application. No one spoke.

Ms. Sabin asked if there was anyone to speak against this application. No one spoke.

074-23-000 MOTION BY Mrs. Van Der Water, seconded by Mr. Grover, to close the public hearing and resume the regular meeting at 7:04 pm.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Approve submission of Community Development application and five year plan:

075-23-023 MOTION BY Mrs. Van Der Water, seconded by Mr. Grover, to approve the following five year plan and the submission of the 2023 Community Development application:

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Total Project Cost \$67,500

Town's Share (\$ 17,500)

Requested Community Development Funds: \$50,000

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Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Approve site plan extension for DG New York CS IV, LLC Memphis Solar Facility, 6734 State Rt. 31 Memphis, Tax ID #047.-02-06.1:

Ms. Janet Ward was present to address the Board. She said this project has been approved by the Planning Board but the building permit has expired and they are in need of an extension. Because of the moratorium and a slight modification to the size of the panels they are seeking approval from the Town Board to proceed.

Ms. Bell said per the language in the solar moratorium law a public hearing will need to be held.

076-23-039 MOTION BY Mrs. Van Der Water, seconded by Mr. Grover, to schedule a public hearing on May 3, 2023 at 7:00 pm to hear comments on the site plan extension for DG New York CS IV, LLC Memphis Solar Facility, 6734 State Rt. 31 Memphis, Tax ID #047.-02-06.1.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Award contract for new pavilion to RLS Structures at \$84,350:

077-23-037 MOTION BY Mrs. Sullivan, seconded by Mr. Grover, to award contract for new pavilion to RLS Structures at \$84,350.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Approve hiring CNY Pomeroy Appraisers regarding assessment tax suit for \$2,400:

078-23-010 MOTION BY Mrs. Van Der Water, seconded by Ms. Lesniak, to approve hiring CNY Pomeroy Appraisers regarding assessment tax suit for \$2,400.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Consider approval of land swap between Jammer's Sports Bar/Restaurant and Town:

Ms. Sabin said this item will be tabled.

Approve vouchers:

079-23-007 MOTION BY Mrs. Sullivan, seconded by Mr. Tupper, to approve payment of claims 230443, 230452-230468, 230482-230510 in the amount of \$232,515.12.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Accept zone change application from CDS Housing, LLC for Tax ID#031.-03-06.0 and 031.-03-07.0:

080-23-052 MOTION BY Ms. Lesniak, seconded by Mrs. Sullivan, to refer the zone change application from CDS Housing, LLC for Tax ID# 031.-03-06.0 and 031.-03-07.0 to the Planning Board for their recommendation.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Councilor Committee Reports and Comments:

Mrs. Sullivan reminded everyone Saturday is Earth Day.

Mrs. Van Der Water said she had an update from the Canton Woods Board of Directors meeting. She said the center is using some grant money and some money from their activity fund to get the walking trail at the center paved and it will become usable for anyone with a walking aid or wheelchair.

Mrs. Van Der Water scheduled a Comprehensive Land Use Plan meeting on May 8th at 5:00 pm at the Town Hall.

Supervisor Comments: None

Highway Superintendent Comments:

Mr. Foster said all lawn repairs will be done by the end of this week so if you have damage that is not repaired please call the highway department.

He said they are starting tree removal work next week.

Engineer Comments:

Mr. Hoy said the Connors Road culvert repair is ongoing but could be done in as soon as two weeks.

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Attorney Comments: None

081-23-014 MOTION BY Mrs. Sullivan, seconded by Mrs. Van Der Water, to go into Executive Session to discuss a personnel issue related to a specific employee at 7:47 pm.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

082-23-014 MOTION BY Mrs. Van Der Water, seconded by Mr. Grover, to resume the regular meeting at 8:29 pm.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

083-23-000 MOTION BY Mr. Grover, seconded by Mrs. Sullivan, to adjourn the Regular Town Board meeting to May 3, 2023 at 7:00 pm.

Mr. Grover – Yes, Mrs. Sullivan – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Meeting closed 8:30 pm

Respectfully submitted,

Lynn Precourt
Town Clerk

Dated: 4/20/23