

Regular Meeting of the Town Board of the Town of Van Buren held on November 1, 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
Mr. Michael Hulchanski	Councilor
Mrs. Wendy Van Der Water	Councilor
Ms. Darcie Lesniak	Councilor
Mr. Howard Tupper	Councilor
Mr. Richard Zaccaria	Town Supervisor

Also Present:

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

Approve meeting minutes of October 18, 2023:

213-23-000 MOTION BY Mrs. Van Der Water, seconded by Mr. Hulchanski, to approve the minutes of the Regular Town Board meeting on October 18, 2023 as published.

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

Motion Carried & Adopted

Citizens Comments: None

Approve Vouchers:

214-23-007 MOTION BY Mr. Mr. Grover, seconded by Mrs. Sullivan, to approve payment of claims 231185, 231222,231300-231314,231328-231330,231333-231353,230661 in the amount of \$88,532.85.

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

Motion Carried & Adopted

Public Hearing on Local Law K-2023 Amending Vehicles and Traffic with Respect to Regulation of Fire Lines:

215-23-000 MOTION BY Ms. Lesniak, seconded by Mrs. Van Der Water, to recess the regular meeting, open the public hearing and waive reading the legal notice published in *The Messenger* on October 25, 2023.

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

Motion Carried & Adopted

Mr. Zaccaria asked if there was anyone to speak in favor of this proposed local law. No one spoke.

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

216-23-000 MOTION BY Mr. Hulchanski, seconded by Mr. Grover, to close the public hearing and resume the regular meeting at 7:02 pm.

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

Motion Carried & Adopted

Approve Local Law K-2023:

217-23-030 The following resolution was offered by Councilor Van Der Water, who moved its adoption, seconded by Councilor Sullivan, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed Local Law No. K-2023, titled “A Local Law Amending Chapter 186 of the Code of the Town of Van Buren Titled, “Vehicles and Traffic,” with Respect to the Regulation of Fire Lanes,” was presented and introduced at a regular meeting of the Town Board of the Town of Van Buren held on October 17, 2023 and was determined to be a Type II action for purposes of SEQR; and **WHEREAS**, a public hearing was held on such proposed local law on the 1st day of November 2023 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, it is in the public interest to enact said Proposed Local Law No. K–2023. **NOW, THEREFORE**, it is

RESOLVED, that the Town Board of the Town of Van Buren, Van Buren County, New York, does hereby enact Proposed Local Law No. K-2023 as Local Law No. 9 of 2023 as follows:

**“TOWN OF VANBUREN
LOCAL LAW 9-2023
A LOCAL LAW AMENDING CHAPTER 186 OF
THE CODE OF THE TOWN OF VAN BUREN, TITLED
“VEHICLES AND TRAFFIC,” WITH RESPECT TO THE**

REGULATION OF FIRE LANES

BE IT ENACTED by the Town Board of the Town of Van Buren that this Local Law amends Chapter 186 of the Code of the Town of Van Buren, as follows:

Section 1.

So that Article III of Chapter 186 of the Code of the Town of Van Buren, titled “Parking, Standing and Stopping”, is hereby revised to include a new Section 186-26.1, titled “Fire Lanes” as follows:

“§ 186-26.1 Fire lanes in Shopping Centers.

A. Fire Lanes.

1. The following described area located in the River Mall Plaza, Downer Street, Baldwinsville, New York, is hereby designated a fire lane and parking or standing therein at any time is hereby prohibited: All that area of land being 24 feet eight inches in width and lying immediately south of and adjacent to the sidewalk in front of the continuous buildings in the River Mall Plaza, Downer Street, Baldwinsville, New York.
2. The following described area located in the Seneca Knolls Plaza, State Fair Boulevard, Baldwinsville, New York, is hereby designated a fire lane and parking or standing therein at any time is hereby prohibited: All that area of land being 24 feet eight inches in width and lying immediately west of and adjacent to the sidewalk in front of the continuous buildings in the Seneca Knolls Plaza, State Fair Boulevard, Baldwinsville, New York.

- B. All vehicles found in violation of this section may be towed and stored at the exclusive expense of the owner and/or operator thereof in addition to the penalty provided for violations of this Code.”

Section 2.

This Local Law shall take effect upon its filing with the New York Secretary of State.
Roll Call Votes: Mr. Grover – Yes, Mrs. Sullivan – Yes, Mr. Hulchanski – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Zaccaria – Yes

Motion Carried & Adopted

Set public hearing to consider 2024 Town and Special Districts Budget for November 15, 2023 at 7:00 pm:

218-23-039 MOTION BY Ms. Lesniak, seconded by Mrs. Van Der Water, to set the public hearing to consider the 2024 Town and Special Districts Budget for November 15, 2023 at 7:00 pm.

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

Motion Carried & Adopted

Approve participation in the CNY Stormwater Coalition in the amount of \$3,600:

219-23-056 MOTION BY Ms. Lesniak, seconded by Mr. Hulchanski, to approve the following resolution:

Resolution authorizing the items listed below pursuant to requirements of the New York State Pollutant Discharge Elimination System Municipal Separate Storm Sewer System General Permit.

WHEREAS, Town of Van Buren, herein called the “Municipality”, after thorough consideration of the various aspects of the problem and consideration of available information, has hereby determined that certain work, as described in Attachment A, herein called the “Project”, is desirable, is in the public interest, and is required to implement the Project; and

WHEREAS, the Central New York Regional Planning & Development Board, herein called the “Board”, has provided program planning and implementation assistance pertaining to the requirements of the New York State Pollutant Discharge Elimination System (SPDES) Stormwater Phase II General Permit for Municipal Separate Storm Sewer System (MS4) operators since 2002, and

WHEREAS, the Board has proposed staff and education assistance services in support of sustaining the CNY Stormwater Coalition and to provide a regional public education, outreach and training compliance program to reduce municipal staff burdens, ensure consistency, provide widespread priority audience targeting the most efficient use of limited municipal funds by distributing total program costs over a number of entities within a twelve-month timeframe.

NOW, THEREFORE, BE IT RESOLVED BY Van Buren Town Board

1. That the Supervisor or such person’s successor in office is the representative authorized to act on behalf of the Municipality’s governing body in all matters related the Project;
2. That the Municipality agrees that it will fund its portion of the program cost in the amount of \$3,600, and that those funds will be made available to the Board upon receipt of invoice.
3. That one (1) certified copy of this Resolution will be prepared and sent to the Board upon adoption.
4. That this Resolution take effect immediately.

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

Motion Carried & Adopted

PILOT for CDS housing:

Mr. Pat Pinkerton was present to address the Board. He said they are asking the Board to consider a commitment letter to enter into a PILOT agreement with CDS Housing. They will use that letter, along with other materials to submit to the state for funding for the project construction. Mr. Pinkerton said they are asking for the PILOT amount to be 5% of their revenue, less utilities, estimated at \$33,000 for first year. The PILOT amount would increase between two and five percent depending on how much rents are increased.

220-23-041 MOTION BY Ms. Lesniak, seconded by Mr. Hulchanski, to approve a commitment letter to enter into a PILOT with CDS Housing with the terms to be determined at a later date.

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

Motion Carried & Adopted

Consider revisions to Warners Cemetery Rules and Regulations:

221-23-001.1 MOTION BY Mrs. Van Der Water, seconded by Ms. Lesniak, to approve the Warners Cemetery Rules and Regulations as presented to the Board.

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

Motion Carried & Adopted

Appoint Pam Griffo as part time court clerk effective October 30, 2023 at a rate of \$24.31:

222-23-038 MOTION BY Mrs. Sullivan, seconded by Mr. Tupper, to appoint Pam Griffo as part time court clerk effective October 30, 2023 at a rate of \$24.31 an hour.

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

Motion Carried & Adopted

Councilor Committee Reports and Comments:

Mr. Tupper said they are working on improvements to the Erie Canal Trail for the 200th anniversary.

Mrs. Sullivan said the Veterans Parade is this Saturday at the NYS Fairgrounds.

Mrs. Sullivan said Canton Woods Senior Center is doing their annual wreath sale, anyone interested in purchasing a wreath should call the center at 315-638-4536.

Mr. Hulchanski thanked the Corp. Kyle Schneider Foundation for their donation of an AED machine for Van Buren Central Park.

Supervisor Comments: None

Highway Superintendent Comments:

Mr. Foster reminded residents there is no on street parking on town roads between 2:00 am and 6:00 am from November 15th to April 15th.

Engineer Comments: None

Attorney Comments: None

223-23-014 MOTION BY Mrs. Van Der Water, seconded by Ms. Lesniak, to go into Executive Session to discuss a specific personnel matter at 7:34 pm.

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

Motion Carried & Adopted

224-23-000 MOTION BY Mr. Hulchanski, seconded by Mr. Grover, to close the executive Session and resume the regular meeting at 8:10 pm.

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

Motion Carried & Adopted

225-23-000 MOTION BY Mr. Hulchanski, seconded by Mr. Grover, to adjourn to the next Regular Town Board meeting on November 15, 2023 at 7:00 pm.

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

Motion Carried & Adopted

Meeting closed 8:10 pm

Respectfully submitted,

Lynn Precourt
Town Clerk

Dated: 11/2/23