

Regular Meeting of the Town Board of the Town of Van Buren, held on October 16, 2024 at 7:00 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Mr. Michael Burke	Councilor
Mr. Roger Hand	Councilor
Mr. Robert Grover	Councilor
Mrs. Jennifer Sullivan	Councilor
Ms. Darcie Lesniak	Councilor
Mrs. Wendy Van Der Water	Supervisor

Also Present:

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

Pledge of Allegiance and Roll Call.

Approve meeting minutes of October 2, 2024:

199-24-000 MOTION BY Mr. Burke, seconded by Mr. Grover, to approve the minutes of the October 2, 2024 Regular Town Board Meeting as published.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Citizens Comments: None

Approve vouchers:

200-24-007 MOTION BY Mrs. Sullivan, seconded by Mr. Burke, to approve payment of claims 232207, 232812-232829, 232841-232847, 232850-232880 in the amount of \$131,858.97.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Approve budget transfers:

201-24-007 MOTION BY Mr. Grover, seconded by Mr. Hand, to approve the following budget transfer:

FROM:	A.1990.0400	GENERAL TOWN CONTINENCY	\$ (3,454.00)
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Regular Town Board Meeting November 6, 2024

FROM:	A.1910.0450	GENERAL TOWN LIABILITY INSURANCE	\$(11,000.00)
TO:	A.1680.0417	GENERAL TOWN IT <i>(Computer IT)</i>	\$ 14,454.00

FROM:	A.7310.0100	RECREATION YOUTH PROGRAM WAGES	\$ (11,000.00)
TO:	A.1440.0200	ENGINEER EQUIPMENT <i>(blue printer/scanner for Engineer)</i>	\$ 11,000.00

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes,
Mrs. Van Der Water – Yes

Motion Carried & Adopted

Public Hearing on Local Law E-2024 Tax Cap Override:

202-24-000 MOTION BY Mrs. Sullivan, seconded by Mr. Grover, to recess the regular meeting, open the public hearing and waive reading the legal notice published in *The Messenger* on October 9, 2024.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes,
Mrs. Van Der Water – Yes

Motion Carried & Adopted

Ms. Bell said this is to err on the side of caution because if the town exceeds the cap there are penalties from the state.

Ms. Lesniak said right now the proposed budget is under the 1.02% increase for 2025.

Mrs. Van Der Water asked if there is anyone to speak in favor of this proposed local law. No one spoke.

Mrs. Van Der Water asked if there is anyone to speak against this proposed local law. No one spoke.

203-24-000 MOTION BY Mr. Burke, seconded by Mr. Grover, to close the public hearing and resume the regular meeting at 7:05 pm.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes,
Mrs. Van Der Water – Yes

Motion Carried & Adopted

Approve Local Law E-2024:

204-24-030 The following resolution was offered by Councilor Sullivan who moved its adoption, seconded by Councilor Lesniak to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law titled Local Law No. E-2024, “A Local Law Overriding the Tax Levy Limit Established

in General Municipal Law §3-c in the Town of Van Buren,” was presented and introduced at a regular meeting of the Town Board of the Town of Van Buren held on October 2, 2024; and

WHEREAS, a public hearing was held on such proposed local law on this 16th day of October, 2024, 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, the enactment of Local Law No. E-2024 has previously been determined to be an unlisted action and will have no significant effect on the environment thus concluding the SEQQR review process; and

WHEREAS, it is in the public interest to enact said Local Law No. E-2024.

NOW, THEREFORE, it is

RESOLVED, that the Town Board of the Town of Van Buren, Onondaga County, New York, does hereby enact Local Law No. E-2024 as Local Law No. 5-2024 as follows:

**“TOWN OF VAN BUREN
LOCAL LAW NO. 5 OF 2024**

**A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT ESTABLISHED
IN GENERAL MUNICIPAL LAW § 3-C IN THE TOWN OF VAN BUREN**

Be it enacted by the Town Board of the Town of Van Buren as follows:

SECTION 1. LEGISLATIVE INTENT

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Van Buren, County of Onondaga pursuant to General Municipal Law § 3-c, and to allow the Town of Van Buren to adopt a Town budget for (a) Town purposes; (b) fire protection districts; and (c) any other special or improvement district governed by the Town Board for the fiscal year 2025, that requires a real property tax levy in excess of the “tax levy limit” as defined by the General Municipal Law § 3-c.

SECTION 2. AUTHORITY

This local law is adopted pursuant to Subdivision 5 of the General Municipal Law § 3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by a vote of sixty percent (60%) of the Town Board.

SECTION 3. TAX LEVY LIMIT OVERRIDE

The Town Board of the Town of Van Buren, County of Onondaga, is hereby authorized to adopt a budget for the fiscal year 2025 that requires a real property tax levy in excess of the limit specified in General Municipal Law § 3-c.

SECTION 4. SEVERABILITY

If any clause, sentence, paragraph, section, article or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operations to the clause, sentence, paragraph, section, article, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 5. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Secretary of State.
Roll Call Votes: Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Approve creation of Deputy Codes Officer position on Civil Service roster:

205-24-038 MOTION BY Mrs. Sullivan, seconded by Mr. Grover, to create the position of Deputy Codes Officer position on Civil Service roster.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes, Mrs. Van Der Water – Yes

Appoint Thomas Fuzia as full-time Deputy Code Enforcement Officer at the pay of \$30.00 an hour, starting 10/28/24:

206-24-038 MOTION BY Mr. Burke, seconded by Mrs. Sullivan, to appoint Thomas Fuzia as full-time Deputy Code Enforcement Officer at the pay of \$30.00, starting 10/28/24.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Appointment to Committees:

207-24-002 MOTION BY Ms. Lesniak, seconded by Mr. Grover, to appoint Mr. Burke to the Facilities Committee and the Public Safety Committee,

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Set public hearing for 2025 Budget:

208-24-039 MOTION BY Mrs. Sullivan, seconded by Mr. Grover, to schedule a public hearing on November 6, 2024 at 7:00 pm to hear comments on the 2025 Preliminary Town and Special District Budgets.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Councilor Committee Reports & Comments:

Mrs. Sullivan said Canton Woods Senior Center is still looking for a treasurer and their wreath sale starts next month.

Supervisor Comments:

Mrs. Van Der Water said they are starting interviews for the Recreation Supervisor position next week and they have had preliminary interviews for Highway Superintendent this week.

Engineer Comments: None

Attorney Comments: None

209-24-014 MOTION BY Mr. Grover, seconded by Mr. Burke, to go into Executive Session to discuss a personnel issue at 7:10 pm.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

210-24-000 MOTION BY Mrs. Van Der Water, seconded by Ms. Lesniak, to close the Executive Session and resume the Regular Meeting at 8:09 pm

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

211-24-000 MOTION BY Mrs. Van Der Water, seconded by Ms. Lesniak, to adjourn to the next Regular Town Board Meeting on November 6, 2024 at 7:00 pm

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Ms. Lesniak – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Meeting closed 8:09 pm

Respectfully submitted,

Lynn Precourt
Town Clerk

Regular Town Board Meeting November 6, 2024

Dated: 10/17/24