

Regular Meeting of the Town Board of the Town of Van Buren, held on October 19, 2022 at 7:00 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

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

Excused: Mr. Ronald Dudzinski, Councilor

Also Present:

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

Pledge of Allegiance and Roll Call.

Approve Regular Meeting Minutes of October 5, 2022:

143-22-000 MOTION BY Ms. Lesniak, seconded by Mrs. Van Der Water, to approve the Regular Meeting Minutes of October 5, 2022 as published.

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

Motion Carried & Adopted

Citizens Comments:

Mr. Andy Bowes said he has been riding his bike a lot this summer and fall and has noticed there is no striping on Crego Road or Tappan Street. He asked the Board to consider adding those since he relies on the line indicating the shoulder of the road. He also asked the Board to consider sidewalks for that area regardless of whether the Crego site is developed.

Mr. Ken Bush, County Legislator, wanted to update the Board on certain items approved in the \$1.4 Billion Dollar budget the County passed:

\$5.5 Million to expand mental health services in schools

\$1 Million in Capital Project money for senior centers

\$5 Million for Main Street Re-Development

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\$1 Million for home improvements for Veterans, an income based program

\$100,000 for water chestnut control on the Seneca River

Mr. Jamie Rodems and Ruth Troy, representing the Canton Woods Senior Center addressed the Board. Mr. Rodems said he understands the pressure inflation is putting on the town budget but asked the Board to consider keeping their contribution to the center the same as the last ten years. He said they have not had an increase in contribution since 2012 when Onondaga County began paying for the Neighborhood Coordinator. Mr. Rodems said the budget at the center assumes a deficit and has run a deficit year after year. Money from the fundraising committee is used to close that gap.

Mrs. Van Der Water said the amount the town contributes to the center is staying the same for 2023. She said across multiple accounts the center has around \$160,000 in additional funds, even using only 50% of that amount to close the budget gap at an average of \$5,000.00 each year allows the center to keep a healthy endowment fund.

Ms. Lesniak said it would be helpful for the Board to know how many Van Buren residents use the center. Mr. Rodems said he will get that information to the Board and agrees they can do more outreach to get more seniors involved and using the center.

Ms. Troy thanked the Board for past support and not cutting the amount the center will receive in 2023.

Approve CNY SPCA Cruelty Prevention Agreement for 2023 and authorize Supervisor to execute:

144-22-001.1 MOTION BY Mr. Hulchanski, seconded by Mr. Tupper, to approve the CNY SPCA Cruelty Agreement for 2023 and authorize Supervisor to execute the agreement.

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

Motion Carried & Adopted

Introduce Local Law A-2022 Updating the Code Enforcement Program in the Town of Van Buren and schedule a public hearing for 11/2/22 at 7:00 pm:

Ms. Bell said this is a requirement from the NYS Dept. of State that all towns approve these changes to achieve more uniformity among codes.

145-22-030 Councilor Van Der Water introduced proposed Local Law No. 4 of 2022 updating the Code Enforcement Program in the Town of Van Buren and made the following Resolution, which was seconded by Councilor Sullivan:

**WHEREAS**, proposed Local Law 4-2022 has been introduced and will be considered for enactment pursuant to the provisions of the Municipal Home Rule Law and Town Law; and

**WHEREAS**, Volume 6 N.Y.C.R.R., Section 617 of the Regulations relating to Article 8 of the New York State Environmental Conservation Law, requires that as early as possible an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

**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.

**NOW, THEREFORE, BE IT**

**RESOLVED AND DETERMINED** that there are no other involved agencies, the Town Board shall act as lead agency, and that the enactment of this proposed local law is a Type II action under SEQR, thus concluding the environmental review process; and be it further

**RESOLVED AND DETERMINED** that the Town Board conduct a public hearing as to the enactment of proposed Local Law 4-2022 at the Town of Van Buren Town Hall located at 7575 Van Buren Road, Baldwinsville, New York on November 2, 2022 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; and it is further

**RESOLVED AND DETERMINED** that notice of said public hearing shall be provided at least five (5) days prior to the date of said public hearing in a newspaper of general circulation within the Town of Van Buren and to any affected municipalities described above.

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

Motion Carried & Adopted

Set public hearing for November 2, 2022 at 7:01 pm for Town Budget and Special Districts Budget:

146-22-039 MOTION BY Ms. Lesniak, seconded by Mrs. Van Der Water, to schedule a public hearing on November 2, 2022 at 7:01 pm for the Town Budget and Special Districts Budget.

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

Motion Carried & Adopted

Approve the Snow Removal Agreement with Onondaga County:

147-22-010 MOTION BY Mrs. Sullivan, seconded by Mr. Hulchanski, to approve the 2023-2025 Snow Removal Agreement with Onondaga County.

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

Motion Carried & Adopted

Resolution accepting certain roads in the Treybrook Subdivision:

148-22-053 MOTION BY by Councilor Lesniak and was seconded by Councilor Van Der Water:

**WHEREAS**, Brolex Properties, LLC, (hereinafter “Developer”) has executed, pursuant to Highway Law Section 171, a “Dedication of Land and Release of Damages” form proposing to dedicate to the Town of Van Buren (hereinafter “Town”) certain parcels of land for street or highway purposes and releasing the Town from all damages by reason of the laying out and opening of said streets or highways, said parcels of land being described in Schedule “A”; and

**WHEREAS**, said Developer has also executed and delivered to the Town a warranty deed dated October 18, 2022, conveying said parcels of land to the Town; and

**WHEREAS**, the Developer provided to the Town easements for drainage and utility purposes as required by the approved plan, together with title insurance in an amount acceptable to the Town Board; and

**WHEREAS**, the Highway Superintendent of the Town has made, executed, and delivered to the Town Board an order laying out such streets or highways; and

**WHEREAS**, the Town Board has reviewed and considered all of the aforementioned documents and have found them to be in proper order and the Town Board having further found that it is in the public interest to accept dedication of said streets or highways.

**NOW, THEREFORE**, it is

**RESOLVED**, that the Town Board, on the behalf of the Town, does hereby consent to the order of the Highway Superintendent laying out the said streets or highways and does hereby accept the dedication of the said streets or highways as set forth in Schedule “A”; and it is further

**RESOLVED**, subject to the review and approval of legal counsel for the Town, the Town Supervisor be and hereby is authorized to execute any and all documents necessary to accept and record the aforesaid warranty deed and easements; and it is further

**RESOLVED**, that the Town Clerk be and hereby is authorized and directed to file and record in her office the aforementioned “Dedication of Land and Release of Damages” dated October 19, 2022, and executed by Brolex Properties, LLC, the written consent of the Town Board and the order of the Highway Superintendent laying out said streets or highways; and it is further

**RESOLVED**, that this resolution and the actions authorized are expressly conditioned upon submission by the Developer, to the Town, of security in a form and amount satisfactory to counsel for the Town and the Town Engineer.

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

Motion Carried & Adopted

Councilor Committee Reports and Comments:

Mr. Hulchanski thanked the Board members for all their work on the budget.

Mrs. Van Der Water said she attended the Canton Woods Board of Directors meeting and sent the Board members an update.

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Supervisor Comments:

Ms. Sabin said the town has received a good fiscal stress rating from the NYS Comptroller's Office.

Highway Superintendent Comments: None

Engineer Comments:

Mr. Hoy said drainage work has begun on Delwood Drive and will continue on Bump Drive, Jenda Drive, Niblick Circle and Daywood Drive.

Attorney Comments: None

149-22-000 MOTION BY Mrs. Van Der Water, seconded by Ms. Lesniak, to adjourn to the next Regular Town Board Meeting on November 2, 2022 at 7:00 pm.

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

Motion Carried & Adopted

Respectfully submitted,



Lynn Precourt

Dated: 10/20/22