

REGULAR MEETING OF THE VESTAL TOWN BOARD
October 14, 2020

The Regular Meeting of the Town Board of the Town of Vestal, County of Broome and the State of New York was held at the Town Hall, 605 Vestal Parkway West, Vestal, NY on October 14, 2020.

TOWN BOARD PRESENT:

Supervisor John Schaffer
Councilwoman Patty Fitzgerald
Councilwoman Sue Messina
Councilman Jason Ellis

ABSENT: Councilman John Fletcher – Quarantine

ALSO ATTENDING: Town Attorney David Berger, 1st Deputy Town Clerk Kelcy Wickman and 3 members of the public.

Supervisor Schaffer called the Regular Meeting to order at **6:01 PM**, welcomed everyone and asked that all present join in the PLEDGE OF ALLEGIANCE.

APPROVAL OF MINUTES

On a motion by Councilwoman Messina, seconded by Councilman Ellis, the following was

ADOPTED Ayes 4 Fitzgerald, Messina, Ellis, Schaffer
Nays 0 Absent: Fletcher

Resolved the Minutes of the Regular Meeting on September 30, 2020 are approved.

APPROVAL OF AMENDED MINUTES FOR 5/20/2020 & 8/26/2020

R169-20 On a motion by Councilwoman Messina, seconded by Councilwoman Fitzgerald, the following was

ADOPTED Ayes 4 Fitzgerald, Messina, Ellis, Schaffer
Nays 0 Absent: Fletcher

Resolved the Amended Minutes of the Regular Meetings on May 20, 2020 and August 26, 2020 are approved.

BID OPENINGS

PUBLIC HEARINGS

PRIVILEGE OF THE FLOOR

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RESOLUTIONS & MOTIONS

Amendments to the Employee Handbook

R170-20 On a motion from Councilwoman Messina, seconded by Councilman Ellis, the following was

ADOPTED Ayes 4 Fitzgerald, Messina, Ellis, Schaffer
Nays 0 Absent: Fletcher

Resolved to amend the Employee Handbook effective January 1, 2021 as follows:

Section 805 Medical Insurance

Eligibility – The Town will make medical insurance available to full-time employees and full-time elected officials. Currently, the full-time elected official positions are:

Town Clerk Town Highway Superintendent Town Supervisor

All part-time elected officials taking office after September 2005 shall not be eligible to receive medical insurance. Currently part-time elected official positions covered by this clause are:

Town Board Members Tax Receiver Town Justices

REMAINDER OF SECTION 805 REMAINS UNCHANGED

The only change is to make the Town Supervisor a full-time position rather than part-time. Please note, the abolishment of the Tax Receiver position is on the November 3 ballot. If the position is abolished this section will need to be amended again after Election Day.

Signing of Stipulation of Settlement

R171-20 On a motion from Councilwoman Fitzgerald, seconded by Councilman Ellis, the following was

ADOPTED Ayes 4 Fitzgerald, Messina, Ellis, Schaffer
Nays 0 Absent: Fletcher

Resolved to authorize the Town Attorney to sign a Stipulation of Settlement for the following Article 7 Tax Certiorari case filed in Broome County entitled:

Kim Miller vs. The Assessor of the Town of Vestal, New York and the Town of Vestal, Broome County, New York, Index Nos.2020-1497 as follows:

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1. For tax years 2020/2021 the total assessment on 1305 Front Street shall be reduced from \$127,000 to \$67,000.

This change does not result in any refund for the Town taxes.

The Town Attorney and Business Office are authorized and directed to take all necessary steps to implement this resolution.

Rezoning of 108 Sunset Ave

R172-20 On a motion from Councilwoman Fitzgerald, seconded by Councilwoman Messina, the following was

ADOPTED Ayes 4 Fitzgerald, Messina, Ellis, Schaffer
Nays 0 Absent: Fletcher

Resolved to approve rezoning of 108 Sunset Ave from RA-2 (Rural Residential) to C-1 (General Shopping) with a publication date of October 28, 2020 and a Public Hearing on November 18, 2020.

CONSENT AGENDA

On a motion from Councilwoman Messina, seconded by Councilwoman Fitzgerald, the following was

ADOPTED Ayes 4 Fitzgerald, Messina, Ellis, Schaffer
Nays 0 Absent: Fletcher

Resolved the Consent Agenda is approved as follows:

PUBLIC WORKS (ELLIS/Messina)

FINANCE (MESSINA/Fletcher)

Budget Transfers

R173-20 Authorized Nick Angeline, Deputy Comptroller to close Capital Projects and transfer unexpended funds as indicated in memo dated 10/8/2020 and to approve budget transfers for October 10, 2020 as indicated in memo.

PERSONNEL (FLETCHER/Fitzgerald)

Appointments to Zoning Board of Appeals

R174-20 Authorized the appointment of Mark Tomko as the Chairperson of the Zoning Board of Appeals. Mr. Tomko has agreed to temporarily act as Chairperson due to the resignation of Ms. Kakusian. Also, authorize the appointment of Clayton Ellis to the Zoning Board of Appeals effective October 15, 2020 to fill Ms. Kakusian's unexpired term. Mr. Ellis' term will expire on December 31, 2022.

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Re-Appointment of Hadsell

R175-20 Approved the re-appointment of Margaret Hadsell to the Historic Preservation Commission, her term will be from January 1, 2021 to December 31, 2024.

Signing of Collective Bargaining Agreement

R176-20 Approved the Tentative Agreement between the Town of Vestal and the Civil Service Employee Association Local 804 Unit 6170 reached on September 28, 2020 and to authorize the Town Supervisor to sign the resulting Collective Bargaining Agreement.

PLANNING & ZONING (FITZGERALD/Messina)

PUBLIC SAFETY (MESSINA/Fletcher)

New Member at Fire Station 2

R177-20 Approved William Winiarz as a new member of Fire Station 2.

ADMINISTRATION (ELLIS/Fletcher)

COMMITTEE CHAIR COMMENTS AND UPDATES

RECEIVE AND FILE

- Warrants: 2020 – 40, 40E, 41, 41C, 41D, 41E
- Town Clerk’s Monthly Report – September
- Village of Endicott – Local Law Making Recycling Facilities a Special Permitted Use in Industrial Zones
- Village of Johnson City Local Law Amending Chapter 300 of City Code – Domesticated Chickens
- NYS Department of Transportation – JLB Enterprises Access Highway Request Granted



PETITIONS & PROTESTS

SUPERVISOR’S ANNOUNCEMENTS

Leaf pickup has begun. Please rake your leaves to the curb. Do not place in the road. No garden/plant waste, ornamental grasses, sticks or foreign objects. Call the Highway Department at 785-4616 for any questions. Brush and limb pick up is over for the season.

OTHER NEW BUSINESS

OLD BUSINESS

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EXECUTIVE SESSION

On a motion of Councilwoman Messina, seconded by Councilwoman Fitzgerald, the following was **ADOPTED**

Ayes 4	Fitzgerald, Messina, Ellis, Schaffer
Nays 0	Absent: Fletcher

Resolved the Board enter into Executive Session to discuss the following items:
Motion of Claim

The time was 6:15 PM.

On a motion of Councilman Ellis, seconded by Councilwoman Fitzgerald, the following was **ADOPTED**

Ayes 4	Fitzgerald, Messina, Ellis, Schaffer
Nays 0	Absent: Fletcher

Resolved the Board leave the Executive Session and adjourn the meeting. The time was 6:25 PM.

Approved by _____
Debra Wallace, Town Clerk

