

**REGULAR MEETING OF THE VESTAL TOWN BOARD**  
**July 22, 2020**

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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 June 22, 2020.

**TOWN BOARD PRESENT:**

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

**ALSO ATTENDING:** Town Attorney David Berger, Director of Human Resources Nancy Olmstead, Town Clerk Debra Wallace and two members of the public.

Supervisor Schaffer called the Regular Meeting to order at **6:00 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 Councilwoman Fitzgerald, the following was **ADOPTED** Ayes 5 Fitzgerald, Messina, Fletcher, Ellis, Schaffer  
Nays 0

**Resolved** the Minutes of the Regular Meeting on July 8, 2020 are approved.



**BID OPENINGS**

**PUBLIC HEARINGS**

**Local Law “B” of the Year 2020**

Adopt Local Law “B” Abolishing the Elected Office of Receiver of Taxes for the Town of Vestal.

Supervisor Schaffer opened the Public Hearing for comment. Seeing or hearing no one wishing to speak, he closed the Public Hearing and asked the Board if it wished to vote on this Local Law at this time.

**Adopted Local Law “B” of the Year 2020**

**R108-20** On a motion by Councilwoman Messina, seconded by Councilman Ellis, the following was

**ADOPTED** Ayes 5 Fitzgerald, Messina, Fletcher, Ellis, Schaffer  
Nays 0

**Resolved** to adopt proposed Local Law “B” of the Year 2020 entitled “A Local Law Abolishing the Elected Office of Receiver of Taxes for the Town of Vestal” as follows:

Section I. A local Law abolishing the elected Office of Receiver of Taxes for the Town of Vestal

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Section II. Authority: This law is adopted pursuant to municipal Home Rule Law § 10 [1] [ii] [a] [1] that grants local governments the authority to enact local laws regarding the qualifications of local officers.

Section III. Supersession: This local law shall supersede Town Law § 20 [1] [a], which provides for an elected position for Receiver of Taxes in the Town of Vestal

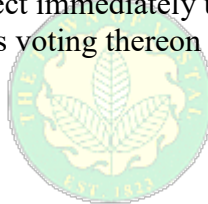
Section IV. The Town of Vestal hereby abolishes the elected position of Receiver of Taxes in the Town of Vestal, subject to mandatory referendum as provided in Section VI herein.

Section V. Upon the approval of said referendum, The Town Board of the Town of Vestal may by resolution appoint a Receiver of Taxes to serve at the pleasure of the Town Board or in the alternative, transfer said duties to the Town Clerk's office. The Town Clerk shall have all the powers and be subject to all the duties of Collector with respect to the collection of taxes, the deposit of receipts and the return of unpaid taxes. Any such appointment shall be made annually.

Section VI. This Local Law shall be submitted for approval to the electors of the Town of Vestal at the next general Town election to be held on November 3, 2020.

Section VII. Any other local law, ordinance or resolution inconsistent herewith is hereby repealed.

Section VIII. This local law shall take effect immediately upon filing with the Secretary of State after approval by a majority of the electors voting thereon in accordance with the requirements of § 27 of the Municipal Home Rule law.



**PRIVILEGE OF THE FLOOR**

**RESOLUTIONS & MOTIONS**

**PUBLIC WORKS** (ELLIS/Messina)

**FINANCE** (MESSINA/Fletcher)

**Budget Transfer**

**R109-20** On a motion by Councilwoman Messina, seconded by Councilwoman Fitzgerald, the following was

**ADOPTED** Ayes 5 Fitzgerald, Messina, Fletcher, Ellis, Schaffer  
Nays 0

**Resolved** to approve Nick Angeline, Deputy Comptroller to make budget transfers as indicated in memo dated 7/16/20.

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**Troy & Bank to Conduct Utility Audit**

**R110-20** On a motion by Councilwoman Messina, seconded by Councilwoman Fitzgerald, the following was

**ADOPTED** Ayes 5 Fitzgerald, Messina, Fletcher, Ellis, Schaffer  
Nays 0

**Resolved** to approve signing an agreement with Troy & Bank to conduct a utility audit for the Town of Vestal.

**PERSONNEL (FLETCHER/Fitzgerald)**

**Hiring for Water Department**

**R111-20** On a motion by Councilwoman Messina, seconded by Councilman Ellis, the following was

**ADOPTED** Ayes 5 Fitzgerald, Messina, Fletcher, Ellis, Schaffer  
Nays 0

**Resolved** to approve Scott Groats to post 2 Sewer Maintenance Worker positions and 1 Water Meter Reader & Repair Person position as well as interviewing potential Laborers.

**Director of Human Resources, Nancy Olmstead, stated that these will not be new positions, but promotions from within. She clarified that he is asking for permission to post the positions open and interview, then he will come back to the Board with recommendations on who to hire and the Board will then vote on the recommendations.**

**Summer Hire for Parks Department**

**R112-20** On a motion by Councilwoman Messina, seconded by Councilman Ellis, the following was

**ADOPTED** Ayes 5 Fitzgerald, Messina, Fletcher, Ellis, Schaffer  
Nays 0

**Resolved** to retro-actively hire Collin Pickett as a Summer Help Laborer in the Parks Department effective July 14, 2020. His rate of pay will be \$11.80 per hour. Appropriations in the amount of \$3,500 will be transferred from A7140.1010 to A7140.1034.

**Appointment of Police Officers Chapman & Mabee**

**R113-20** On a motion by Councilwoman Messina, seconded by Councilman Ellis, the following was

**ADOPTED** Ayes 4 Fitzgerald, Messina, Ellis, Schaffer  
Nays 0 Abstain: Fletcher due to being related to one of the hires

**Resolved** authorization to appoint Alyssa Chapman to a vacant Police Officer position effective August 3, 2020. Per the PBA Collective Bargaining Agreement the rate of pay will be \$52,976.00. Such appointment is contingent on successful completion of all Town and County

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Civil Service requirements including but not limited to physical examination, drug testing and psychiatric examination.

And to appoint Bryant Mabee to a vacant Police Officer position effective August 3, 2020. Per the PBA Collective Bargaining Agreement the rate of pay will be \$52,976.00. Such appointment is contingent on successful completion of all Town and County Civil Service requirements including but not limited to physical examination, drug testing and psychiatric examination.

**Director of Human Resources, Nancy Olmstead, stated that both appointees successfully completed all requirements.**

**PLANNING & ZONING (FITZGERALD/Messina)**

**Harvesting on Gates Road by John Wagner Logging**

**R114-20** On a motion by Councilwoman Fitzgerald, seconded by Councilman Fletcher, the following was

**ADOPTED** Ayes 5 Fitzgerald, Messina, Fletcher, Ellis, Schaffer  
Nays 0

**Resolved** to approve selective harvesting within 300 feet of a RA1 Zoning District (Single family residential) at 510 Gates Road to be done by John Wagner Logging.

**Selling of 2003 Chevy Pickup**

**R115-20** On a motion by Councilwoman Fitzgerald, seconded by Councilman Fletcher, the following was

**ADOPTED** Ayes 5 Fitzgerald, Messina, Fletcher, Ellis, Schaffer  
Nays 0

**Resolved** to approve the selling of the 2003 Chevy Pickup at auction (VIN# 2GCEK19V631374402) from the Code Department.

**PUBLIC SAFETY (MESSINA/Fletcher)**

**New Members of Fire Station 4**

**R116-20** On a motion by Councilwoman Messina, seconded by Councilman Fletcher, the following was

**ADOPTED** Ayes 5 Fitzgerald, Messina, Fletcher, Ellis, Schaffer  
Nays 0

**Resolved** to approve James Brunt, Joseph Driggs, Jared Little, and Donald Albrecht as new members to station 4.

**ADMINISTRATION (ELLIS/Fletcher)**



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**COMMITTEE CHAIR COMMENTS AND UPDATES**

Councilwoman Messina wanted to remind the public that the Census is still on going and is encouraging everyone to fill it out.

**RECEIVE AND FILE**

- Warrants: 2020-28, 28C, 28E, 29, 29E
- Department of Transportation Access Highway Request for NYS Route 17C & NYS Route 26 for JLB Enterprises.

**PETITIONS & PROTESTS**

**SUPERVISOR'S ANNOUNCEMENTS**

- The Town has never collected yard waste. Yard waste put in the street will be cited and fined on the first offense. Tree and Brush pick up is the first week of the month. If you have questions, contact Craig Hiller at the Highway Department.

**OTHER NEW BUSINESS**

Local Law "A" regarding Signs will be voted on next meeting.

Emergency Plan will be voted on next meeting for post to the Town website.

**OLD BUSINESS**

Mr. Bolman of 400 Jones Rd, sent a letter to the Town requesting repair work on a lateral sewer line outside his home.

On a motion by Councilwoman Fitzgerald, seconded by Councilman Fletcher, the Board voted to not take any action regarding the sewer repair of Mr. Bolman's home at 400 Jones Rd.

**ADJOURNMENT**

On a motion by Councilwoman Messina, seconded by Councilwoman Fitzgerald, the meeting was **adjourned at 6:33 pm**. Carried unanimously.

Approved by \_\_\_\_\_  
**Debra Wallace, Town Clerk**