

REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD

January 27, 2016

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1. **PLEDGE OF ALLEGIANCE:**

2. **APPROVAL OF MINUTES:**

2.1 Motion approving the **January 6th, 2016 Minutes of the Regular Meeting of the Town Board.**

3. **BID OPENINGS:**

4. **PUBLIC HEARINGS:**

4.1 Public Hearing in relation to the **proposed increase and improvement of the facilities of Consolidated Sewer District**, in said Town, being the reconstruction of sewer lines (Phases I and II), including original equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$500,000.

4.2 Public Hearing upon in relation to the **proposed increase and improvement of the facilities of Consolidated Water District**, in said Town, being the reconstruction of the water treatment facility and water tanks, including original equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$1,100,000.

5. **PRIVILEGE OF THE FLOOR – For Agenda Items Only:**

6. **RESOLUTIONS & MOTIONS:**

6.1 Motion to adopt the following Resolution:

WHEREAS, the Town Board of the Town of Vestal, Broome County, New York, has under consideration the increase and improvement of the facilities of the Consolidated Sewer District, in the Town of Vestal, Broome County, New York (the “Sewer District”), being the reconstruction of sewer lines (Phases I and II), including original equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$500,000; and

WHEREAS, at a meeting of said Town Board duly called and held on December 16, 2015, an Order was adopted by it and entered in the minutes specifying the said Town Board would meet to consider said increase and improvement of the Consolidated Sewer District, and to hear all persons interested in the subject thereof concerning the same at the Town Hall, in Vestal, New York, in said Town, on January 27, 2016 at 6:00 o’clock P.M., Prevailing Time; and

WHEREAS, said Order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

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ORDERED, by the Town Board of the Town of Vestal, Broome County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make improvements to the Consolidated Sewer District, in the Town of Vestal, Broome County, New York, **being the reconstruction of sewer lines (Phases I and II), including original equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$500,000.**

Section 2. This Order shall take effect immediately.

6.2 Motion to adopt: A RESOLUTION AUTHORIZING THE ISSUANCE OF **\$500,000 BONDS OF THE TOWN OF VESTAL, BROOME COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE CONSOLIDATED SEWER DISTRICT, IN THE TOWN OF VESTAL, BROOME COUNTY, NEW YORK.**

6.3 Motion to adopt the following Resolution:

WHEREAS, the Town Board of the Town of Vestal, Broome County, New York, has under consideration the increase and improvement of the facilities of the Consolidated Water District, in the Town of Vestal, Broome County, New York (the "Water District"), being the reconstruction of the water treatment facility and water tanks, including original equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, at a maximum estimated cost of **\$1,100,000**; and

WHEREAS, at a meeting of said Town Board duly called and held on December 16, 2015, an Order was adopted by it and entered in the minutes specifying the said Town Board would meet to consider said increase and improvement of the Consolidated Water District, and to hear all persons interested in the subject thereof concerning the same at the Town Hall, in Vestal, New York, in said Town, on January 27, 2016 at 6:00 o'clock P.M., Prevailing Time; and

WHEREAS, said Order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT ORDERED, by the Town Board of the Town of Vestal, Broome County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make improvements to the Consolidated Water District, in the Town of Vestal, Broome County, New York, being the

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reconstruction of the water treatment facility and water tanks, including original equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$1,100,000.

Section 2. This Order shall take effect immediately.

6.4 Motion to adopt the following:

RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,100,000 BONDS OF THE TOWN OF VESTAL, BROOME COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE CONSOLIDATED WATER DISTRICT, IN THE TOWN OF VESTAL, BROOME COUNTY, NEW YORK.

6.5 Motion to direct the Town Attorney to publish a **Notice of Public Hearing** on February 10, 2016 with the Public Hearing on February 24, 2016 regarding **Local Law “A” of the Year 2016 - A local law to amend the Code of the Town of Vestal by amending Vestal Code Motor Vehicle and Traffic Section 14-82 Article II “Penalties for Offenses.”**

6.6 Motion to authorize Mark Barnes and the **Vestal Band Aides** to hold their annual Brooks BBQ Fundraiser on May 29, 2016, 8 AM to 4 PM, at the Vestal Library parking lot. An Indemnification Agreement is to be signed.

6.7 Motion to authorize M Squared Manager Mark Mushalla, the vendor at the Coal House, to host a **Spring Time 10K** event that would incorporate the entire Rail Trail. The event would be staged in the late April or May timeframe under the following conditions:

1. The event sponsor will pay for the cost of the police services needed for the event.
2. The planned donation is to go to the Town General Fund.
3. The event sponsor is to sign the Town’s Indemnification Agreement.

6.8 Motion directing the Town Attorney to draft a local law to change the permitted uses for the Transitional Neighborhood District (TN). It is suggested that a line be added to read “Residential uses, including multiple residence” and make this approval contingent on a Special Permit from the Planning Board or the Zoning Board of Appeals. The Town Attorney shall advertise on February 10, 2016 for a Public Hearing on February 24, 2016.

7. CONSENT AGENDA

7.1 PUBLIC WORKS: Majewski/Fitzgerald

7.1-1 Authorization for Town Attorney to advertise on Feb. 10, 2016 for **Bids on Uniforms for Operating Engineers** to be opened on March 14, 2016 at 2:00 PM.

7.2 FINANCE: Agneshwar/Messina

7.2-1 Receive and File:

- **Warrant Reports:** 2016-01, 2016-01A, 2016-1EA, 2016-02, 2016-02A,

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2016-2EA, 2016-03, 2016-03A, 2016-03E, 2016-03L, 2016-3LA

- Comptroller's Monthly Report – December 2015

7.2-1 Authorization for the Deputy Comptroller to **close completed Capital Projects** per her memo dated January 13, 2016 and to transfer these project's unexpended fund balances to General Fund Cash and to approve the budget transfers necessary to transfer unexpended funds into the Interfund Expense line where it will be paid out to the General Fund.

7.2-2 Authorization for the Business Office to refund **Paul Salamy** the credit balance of \$116.09 remaining in his closed water/sewer account at 804 Sequoia Lane.

7.2-3 Authorization for the Business Office to remit \$400.00 for the annual membership renewal to the **Upstate New York Towns Association Inc.**

7.2-4 Authorization for the Supervisor to sign an agreement with **Broome County for Snow and Ice Removal** (CA 11-80-1) on a certain County road (Tracy Creek Road) for the year 2016. The Town shall be compensated a sum not to exceed \$3,700 per centerline mile, with a total sum not to exceed \$14,060.00.

7.2-5 Authorization for the Business Office to remit **\$12,000 to Kenneth G. Frommer** for the appraisal of the NYSEG Facility located on Murray Hill Road, TM # 159.14-1-12.1 regarding an ongoing Article 7 tax assessment proceeding.

7.2-6 Authorization for the Business Office to issue expense checks for Thomas Smallcomb, Joseph Meagher and John Schaffer as noted in memo dated January 19, 2016 to attend the **Association of Towns Conference in New York City**, February 14-17, 2016.

7.3 **PERSONNEL: Fitzgerald/Majewski**

7.4 **PLANNING & ZONING: Messina/Fitzgerald**

7.4-1 Approval for the Vestal High School Health Teacher Sue Darpino to hold **The Running of the Bears** 5K Road Race on April 2, 2016. The race would be held partially on Town roads. The Town's Indemnification Agreement is to be signed.

7.4-2 Approval for **Traci's Hope and the Vestal Elks Club Veterans' Committee** to hold the 4th Annual 5k race/walk on May 15, 2016 at 9 am on Owego Road and some surrounding roads. The Town's Indemnification Agreement is to be signed.

7.5 **PUBLIC SAFETY: Majewski/Agneshwar**

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7.6 ADMINISTRATION: Messina/Agneshwar

7.6-1 Authorization for Recreation Planner Sue Jastran to hire the following employees as per her memo dated January 5, 2016. All employee pay rates are budgeted items in the 2016 budget and the background checks have been completed.

Madison Card - Apalachin as Lifeguard at pay rate \$9.25/hr.
Cameron Cook - Vestal as Lifeguard at pay rate \$9.25/hr.
Chad Economides - Vestal as Lifeguard at pay rate \$9.25/hr.
Chris Gardner - Vestal as Lifeguard at pay rate \$9.25/hr.
Morgan Gaylord - Vestal as Lifeguard at pay rate \$9.25/hr.
Rebeka Hartman - Apalachin as Lifeguard at pay rate \$9.25/hr.
Ben Krauss - Vestal as Lifeguard at pay rate \$9.25/hr.
Samantha Lee - Vestal as Lifeguard at pay rate \$9.25/hr.
Sarah Mieczkowski - Vestal as Lifeguard at pay rate \$9.25/hr.
Emma Milligan - Vestal as Lifeguard at pay rate \$9.25/hr.
Logan Murdock - Vestal as Lifeguard at pay rate \$9.25/hr.
Alex Pinney - Binghamton as Lifeguard at pay rate \$9.25/hr.
Joseph Pirc - Vestal as Lifeguard at pay rate \$9.25/hr.
Danielle Pittari - Vestal as Lifeguard at pay rate \$9.25/hr.
Michael Spivak - Vestal as Lifeguard at pay rate \$9.25/hr.
Andi Marie Stack - Vestal as Lifeguard at pay rate \$9.25/hr.
Katrina Tibensky - Vestal as Lifeguard at pay rate \$9.25/hr.
Stephen Tibensky - Vestal as Lifeguard at pay rate \$9.25/hr.
Jeffrey Washington - Vestal as Lifeguard at pay rate \$9.25/hr.
Sara Wendell - Vestal as Lifeguard at pay rate \$9.25/hr.
Jeffery Zhou - Vestal as Lifeguard at pay rate \$9.25/hr.

7.6-2 Authorization for Sue Jastran, Recreation Planner to hire the following employees as per her memo dated January 4, 2016. All employee pay rates are budgeted items in the 2016 budget and the background checks have been completed.

A7310.1027 Labor - Vestal Youth Basketball Organization League

Rob Carr - Apalachin as VYBO Director at \$1,250.00 salary
Matthew Carr - Apalachin as VYBO Referee at \$9.00/hr.
Connor Harding - Vestal as VYBO Referee at \$9.00/hr.
Anthony Ivanov - Vestal as VYBO Referee at \$9.00/hr.
Michael Kosty - Vestal as VYBO Referee at \$9.00/hr.
James Moyer - Vestal as VYBO Referee at \$9.00/hr.
Jared Nelson - Vestal as VYBO Referee at \$9.00/hr.
Zach Stewart - Vestal as VYBO Referee at \$9.00/hr.
Tyler Wegmann - Apalachin as VYBO Referee at \$9.00/hr.

7.6-3 Authorization for Museum Director Ramona Kacyvenski to accept a **Travel Grant** in the amount of **\$653.13** for the 2016 Museum Association of NY Annual Conference in Lake Placid.

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7.6-4 Approval of for Museum Director Ramona Kacyvenski to apply for the **Chenango Arts Council Grant** for 2016.

7.6-5 Approval for Museum Director Ramona Kacyvenski to submit a grant application to the **Broome County Arts Council** for the 2016 Musical Memories Series Project at the Vestal Museum.

7.6-6 Authorization for the Vestal Town Court to accept the **2015 Justice Court Assistance Program Grant in the amount of \$800** as awarded under the 2015-16 cycle of the Justice Court Assistance Program (JCAP) to be used for the purchase of office equipment. This grant will be used to buy 2 new wireless headsets and a monitor for the court lobby.

7.7 **RECEIVE AND FILE:**

- Building Department Year End Report for 2015
- Fire Advisory Board Meeting – 2015 12 07

END OF CONSENT AGENDA

8. COMMITTEE CHAIR COMMENTS AND UPDATES:

9. PETITIONS & PROTESTS:

10. SUPERVISOR'S ANNOUNCEMENTS:

- **DEFENSIVE DRIVING COURSE**

Vestal Fire Department Station #1, Four Corners
Saturday February 6, 2016 - 9:00 AM to 4:00 PM

You must call the Vestal Fire Administration Office, at 748-1514 x 383, or email Sue Bowen (sbowen@vestalny.com) to register for this class. Fire District pays \$25 for Department and Auxiliary Members. Town pays \$12.50 for current employees and employees pay \$12.50 at the time of the class. \$30.00 fee for non-members.

11. OTHER NEW BUSINESS:

12. OLD BUSINESS:

13. ADDITIONAL PUBLIC COMMENTS:

14. ADJOURNMENT: