

**REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD**  
**October 26, 2016**

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*We kindly request that you turn off all cell phones.*

**1. PLEDGE OF ALLEGIANCE**

Recognition of Dora Donacik and Cathy Deskur  
Girl Scout Troop #30919  
Painted a mural at the outdoor Town pool this summer.

**2. APPROVAL OF MINUTES**

**2.1** Motion approving the **October 12, 2016 Minutes of the Regular Meeting of the Town Board.**

**3. BID OPENINGS**

**4. PUBLIC HEARINGS**

**5. PRIVILEGE OF THE FLOOR**

**6. RESOLUTIONS & MOTIONS**

**6.1** Authorization for the Police Chief John Butler to fill two (2) vacancies by hiring two Police Officers who will transfer from the City of Binghamton.

**Daniel Burch** will be appointed as a Police Officer effective November 28, 2016. Per the collective bargaining agreement his rate of pay will be \$65,504. Such appointment is contingent upon satisfactory completion of background checks, psychological testing, drug testing, finger printing, civil service transfer approval and Town Board approval.

**Patrick Giblin** will be appointed as a Police Officer effective November 28, 2016. Per the collective bargaining agreement his rate of pay will be \$68,527. Such appointment is contingent upon satisfactory completion of background checks, psychological testing, drug testing, finger printing, civil service transfer approval and Town Board approval.

**6.2** Motion to adopt the final **2017 Vestal Fire District Budget** with total appropriations (including foam district) of **\$1,202,064.**

**6.3** Motion to authorize the issuance of a to Special Permit to **Scorpion Security Products** to locate a light manufacturing business in a Community Business District (C-2) at 330 Jensen Road. The Board has reviewed the submitted SEQRA Short Environmental Assessment Form and finds is acceptable as no significant issues were identified.

**6.4** Motion to adopt the **Vestal Fire District 5 Year Capital Plan** as follows:

**Whereas** the Vestal Fire District needs a plan for the future replacement of vehicles and apparatus and,

**Whereas** the Board of Fire Commissions of the Vestal Fire District has the financial goal to increase capital reserves in order to finance, in part, the replacement of vehicles and apparatus and to reduce the dependency on issuing debt and

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**Whereas** the Vestal Fire District has developed a plan to achieve this goal with planned annual increases in the tax levy, and

**Whereas** the provisions of this plan were discussed at the public hearing on the district's 2017 budget,

**Now therefore be it resolved** that the following be adopted to represent the district's 5 year capital plan and that material modifications to this plan may only be made by the affirmative vote of two-thirds of the Board of Fire Commissioners:

**VESTAL FIRE DISTRICT 5 YEAR CAPITAL PLAN**

<b>Vehicle ID</b>	<b>Refurb / Purchase Date</b>	<b>Current Age</b>	<b>Replacement Yr Planned</b>	<b>Replacement Age</b>	<b>Method of Financing</b>	<b>Est Cost to Replace</b>
Tanker 2	1988	28	2017	29	Reserve	\$375,000
Station 4			2017		Bond	\$4,500,000
Ladder	1985	31	2017	32	Bond	\$1,400,000
Tanker 3	1989	27	2018	29	Reserve	\$375,000
Engine 4	1998	18	2018	20	Bond	\$700,000
Engine 1	1998	18	2018	20	Bond	\$700,000
New BC Radio System			2019		Reserve	\$150,000
Training Van	1996	20	2019	23	Reserve	\$35,000
Engine 2	1998	18	2020	22	Bond	\$775,000
Engine 3	1998	18	2020	22	Bond	\$775,000
Traffic Trailer	1990	26	2021	31	Reserve	\$15,000
Chief 4	2008	8	2021	13	Reserve	\$60,000
Chief 2	2008	8	2021	13	Reserve	\$60,000

Nothing in this plan shall be construed to authorize the Vestal Fire District to incur indebtedness for which obligations may be issued except as provided by local finance law.

**6.5** Motion to authorize the Town Attorney to sign a Stipulation of Settlement for the following Article 7 Tax Certiorari cases filed in Broome County entitled:  
 Bryon and Eleanor Moore vs. The Assessor of the Town of Vestal, New York and the Town of Vestal, Broome County, New York, Index Nos. 2016-1073, 2012-1897, as follows:

1. For tax years 2012/2013 the total assessment on 124 S Meadowbrook Lane (Tax ID 158.16-1-1.1) shall be reduced from \$177,400 to \$147,500

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2. For tax year 2016/2017, the total assessment on 124 S Meadowbrook Lane (Tax ID 158.16-1-1.1) shall be reduced from \$172,100 to \$147,500

Roll Year	Assessment	FMV	STIP AV	Change in AV From Prior Year	School Tax	Town / County Tax	Town Refund
2012-13	\$177,400	\$177,400	\$147,500	-\$29,900	\$3,771.49	\$2,296.82	\$125.06
2016-17	\$172,100	\$172,100	\$147,500	-\$24,600	\$3,834.91	\$N/A	\$0.00

TOTALS        \$125.06  
 \* Town = General and Highway

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

**6.6** Motion to authorize the Town Attorney to sign a Stipulation of Settlement for the following Article 7 Tax Certiorari cases filed in Broome County entitled:

Belgray Ventures, vs. The Assessor of the Town of Vestal, New York and the Town of Vestal, Broome County, New York, Index Nos. 2016-1073, 2012-1897, as follows:

1. For tax years 2012/2013 the total assessment on 341 Front Street (Tax ID 173.22-1-16) shall be reduced from \$68,000 to \$20,500

Roll Year	Assessment	FMV	STIP AV	Change in AV From Prior Year	School Tax	Town / County Tax	Town Refund
2012-13	\$68,000	\$68,000	\$20,500	-\$47,500	\$1,445.67	\$889.47	\$197.97

TOTALS        \$197.97  
 \* Town = General and Highway

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

**7. CONSENT AGENDA**

**7.1 PUBLIC WORKS: Fitzgerald/Majewski**

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**7.2 FINANCE: Agneshwar/Fitzgerald**

**7.2-1 Receive and File:**

- Warrant Reports 2016- 41, 2016-41E, 2016-42, 2016-42E
- Comptroller's Monthly Report – September, 2016

**7.2-2** Authorization to pay \$286.40 to **Czerenda Court Reporting** for depositions in the Mooney vs. Town of Vestal case.

**7.2-3** Authorization to pay \$7,768.50 to **Kenneth Frommer** for services in the NYSEG vs. Town of Vestal case.

**7.2-4** Authorization to pay \$73.25 to **Avalon Document Services** for services in the Hicks vs. Town of Vestal case.

**7.2-5** Authorization to pay \$4,004.08 to **Pappas, Cox, Kimpel, Dodd & Levine** for legal services for the Hicks vs. Town of Vestal case.

**7.2-6** Authorization to pay a total of \$565.24 to **D&M Litigation Services** for subpoena services in the Hicks vs Town of Vestal case.

**7.2-7** Authorization to make **budget transfers** as per the request from Deputy Comptroller Nick Angeline attached to his memo to the Town Board dated 10/20/16 for dates 9/24/16-10/20/16.

**7.3 PERSONNEL: Messina/Majewski**

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

**7.4-1** Authorization for Town Supervisor John Schaffer to sign an agreement with **TuWay Communications** for Antenna Installation Services at the Andrews and Kopernik Tower sites.

**7.5 PUBLIC SAFETY: Fitzgerald/Messina**

**7.6 ADMINISTRATION: Majewski/Messina**

**7.7 RECEIVE AND FILE:**

- Vestal Fire Department Fire Advisory Board Meeting Minutes, September 19, 2016.
- 30-day Municipal Notice regarding the application for a NYSLA liquor license by Chili's Grill & Bar, 2553 Vestal Parkway E, Vestal NY.

**END OF CONSENT AGENDA**

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8. **COMMITTEE CHAIR COMMENTS AND UPDATES**

9. **PETITIONS & PROTESTS**

10. **SUPERVISOR'S ANNOUNCEMENTS**

- **PUBLIC HEARING** regarding the **Proposed Local Law "F" of the year 2016 entitled: "A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-c"** – Wednesday, November 9, 2016 at 6:00 PM - Vestal Town Hall Board Room.
- The time of the **Town Board Work Session (budget review) on Monday, October 31<sup>st</sup>** has been changed from 6:00 pm to **5:15 pm**. Happy Halloween!

11. **OTHER NEW BUSINESS**

12. **OLD BUSINESS**

13. **ADJOURNMENT**

