

REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD

January 24, 2018 6:00 PM

We kindly request that you turn off all cell phones.

1. **PLEDGE OF ALLEGIANCE**

2. **APPROVAL OF MINUTES**

2.1 Motion approving the **January 8th, 2018 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 Motion to authorize Police Chief John Butler to hire the following Police Officers:

- Hire **Joseph Sherba** as a Police Officer effective January 29, 2018. Officer Sherba will be transferring from the City of Binghamton Police Department. As per the PBA collective bargaining agreement Officer Sherba's rate of pay will be \$69,169.00. Such appointment is conditional on the satisfactory completion of all civil service requirements and drug testing.
- Hire **Colin White** as a Police Officer effective February 5, 2018. As per the PBA collective bargaining agreement Officer White's rate of pay will be \$50,300.00. Such appointment is conditional on the satisfactory completion of all civil service requirements and drug testing.

6.2 Motion to grant a Special Use Permit under Chapter 24, Article V, division 3, Section 24-387 of the Code of the Town of Vestal, allowing **American Freight** to place ten 40 foot storage trailers in the parking lot of at 1000 Front Street, BCTMP #172.36-1-19 as follows:

- Ten (10) trailers to be in place from January 1, 2018 through May 31, 2018.
- That the location of the trailers be consolidated to the northeast of the parking area, with not less than a fifteen foot clear buffer between the back of a trailer and the property boundary to the east.
- At least one 5lb 2A 10BC fire extinguisher is mounted immediately inside each unit.
- This permit to be immediately rescinded if the specified conditions are not adhered to.

6.3 Motion to grant a Special Use Permit under Chapter 24, Article V, division 3, Section 24-387 of the Code of the Town of Vestal, allowing **Rock Solid Landscaping** to place a storage container at *Chili-s/Red Robin Plaza, 2549 Vestal Parkway BCTMP #158.10-2-6.2*, to store rock salt for parking lot maintenance from January 10, 2018 thru April 10, 2018 as follows:

- Location as submitted on site plan.
- At least one 5lb 2A 10BC fire extinguisher is mounted immediately inside each unit.
- This permit to be immediately rescinded if the specified conditions are not adhered to.

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6.4 Motion to grant a Special Use Permit under Chapter 24, Article V, division 3, Section 24-387 of the Code of the Town of Vestal, allowing **CR Land LLC** to place 4 storage containers at 1915 Vestal Parkway, #BCTMP 172.11-3-115.1, from January 16, 2018 thru March 16, 2018 as follows:

- Location as submitted on site plan.
- At least one 5lb 2A 10BC fire extinguisher is mounted immediately inside each unit.
- This permit to be immediately rescinded if the specified conditions are not adhered to.

6.5 Motion by the Board of Fire Commissioners to award the bid for Tanker 32-3 to **Custom Fab & Body LLC**, 158 US Highway 45, Marion, WI 54950, in the amount of \$365,809.00.

6.6 Motion to approve the moving of the **Vestal Museum** from its current location to the Rail Trail, and approve in-kind services laid out in the move's budget proposal.

6.7 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: Clayton Avenue LLC vs. The Town of Vestal Board of Assessment Review, the Assessor of the Town of Vestal, Broome County, New York, Index Nos., 2015-1066, 2016-1083, 2017-0955 as follows: Tax ID 157.18-2-8

1. For tax years 2015/2016, the total assessment on 112 Clayton Ave from \$655,200 to \$500,000
2. For tax years 2016/2017, the total assessment on 112 Clayton Ave from \$655,200 to \$500,000
3. For tax years 2017/2018, the total assessment on 112 Clayton Ave from \$655,200 to \$500,000

Roll Year	Assessment	FMV	STIP AV	Change in AV From Prior Year	School Tax	Town/County Tax	Town Refund
2017-18	\$655,200	\$655,200	\$500,000	-\$155,200	\$15,067.14	\$8,733.59	\$685.62
2016-17	\$655,200	\$655,200	\$500,000	-\$155,200	\$14,821.12	\$8,650.98	\$681.19
2015-16	\$655,200	\$655,200	\$500,000	-\$155,200	\$14,847.82	\$8,594.32	\$700.66
						TOTALS	\$2,067.47
						TOTALS	\$2,067.47

* 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

7.1-1 Authorization for the Town Supervisor to sign agreement with Broome County for the **removal of snow and control of ice** on certain county highways and roads within the Town of Vestal for the year 2018.

7.1-2 Approval for the Town Supervisor to sign an *Intermunicipal Agreement* with the Vestal Central Schools for the Transportation Alternative Program (TAP).

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Total cost of the project is \$656,500.00. The local portion is 20%, which is \$131,300.00 and this will be divided equally between the Town and the School District. The project will include the installation of new sidewalks, some safety improvements on a portion of Clayton Avenue and a pedestrian signal near the Library on the Vestal Parkway.

7.1-3 Authorization for the Town Supervisor to sign the NYSDOT Agreement for the Locally Administered Federal Aid Project, PIN 9009.43; **Vestal High School Pedestrian Improvement (TAP 2016)** Federal Aid Local Project Agreement and to authorize \$104,500 for the Preliminary/Design work and Right-of-Way Incidental Phase.

7.1-4 Authorization for the Town Attorney to advertise for **bids for Water Meters** on January 31, 2018 with bid opening on February 12, 2018 at 2:00 PM.

7.1-5 Authorization for the Town Attorney to advertise for **bids for Water Appurtenances** on Jan. 31, 2018 with bid opening on Feb. 12, 2018 at 2:10PM.

7.2 **FINANCE: Messina/Fletcher**

7.2-1 **Receive and File:**

- **Warrant Reports** – 2017-52, 2017-52E, 2018-01, 2018-01A, 2018-1EA, 2018-02, 2018-02A, 2018-2CA, 2018-2EA, 2018-03, 2018-03A, 2018-03E
- Town Clerk Monthly Report November 2017 – Total Local Shares Remitted: \$4,832.06
- Town Clerk Monthly Report December 2017 – Total Local Shares Remitted: \$2,829.15
- Town Clerk Annual Report 2017 – Total Local Shares Remitted \$60,252.39.

7.2-2 Approval for the Business Office to remit payment in the amount of \$400.00 for the annual membership to the **Upstate New York Towns Association**.

7.2-3 Authorization for the Business Office to remit refunds as follows:

- \$81.90 to **Dylan Maerkl** for a credit remaining after a final bill at 125 Eldredge Drive.
- \$154.11 to **Robert Snyder** for overpayment on a closed utility bill at 3213 Briarcliff Ave.

7.2-4 Authorization for the Business Office to pay the following individuals for transportation and meals while attending the **Association of Towns Meeting**, February 18 -21, 2018:

John Schaffer - \$461.74; Fran Majewski - \$339.00; Laura McKane - \$339.00; Joyce Majewski - \$339.00; Joseph Meagher - \$461.74.

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7.2-4 Authorization for the Business Office to pay \$537.50 to Town Attorney David Berger for the December 2017 billable hours of 3 hours 35 minutes.

7.2-5 Authorization for the Town Supervisor to sign the *Client Terms and Conditions* with **Interactive Health for Blue4U** to offer health wellness services to employees, spouses and adult dependents under the Town health insurance plan on February 22, 2018 at a fee of \$150 per participant. This fee is paid for out of the health insurance fund.

7.2-6 Authorization for the Town Engineer to purchase a **large document plotter** (printer, scanner/copier) at a purchase price of \$15,200 plus \$215 for dry ink and a maintenance agreement of \$83 per month and make the **budget transfers** as per the Comptroller's memo to Councilwoman Messina dated January 17, 2018.

7.3 PERSONNEL: Majewski/Fitzgerald

7.3-1 Authorization for the Receiver of Taxes to appoint the following:

- Debra Jennings as Deputy Receiver of Taxes \$11.00 12/20/17—4/17/18
- Thomas Keegan as Clerk PT \$9.70 * 12/20/17—1/5/18 & 1/17/18—4/2/18 as needed
- Sarah Wallace as Clerk PT \$9.70 * 12/20/17—1/5/18
- Rachel Wallace as Clerk PT \$9.70 * 12/20/17—1/5/18

*Minimum wage increases to \$10.40 on 12/31/17

7.3-2 Authorization for the Recreation Planner to retroactively approve **Anthony Michaels** and **Jenny Comency** working due to an emergency in December as Family Swim Lifeguards as noted in her memo dated January 2, 2018 and to hire **Vestal Youth Basketball labor** as listed in her memo to the Town Board dated January 11, 2018.

7.3-3 Authorization for the Water/Waste Water Superintendent to appoint **Casey Peck** provisionally to the vacant position of Water/Wastewater Maintenance Crew Chief at the Operating Engineer rate of \$26.97 per hour effective January 27, 2018. Funds to pay for this position will come from line W8340-1020.

7.4 PLANNING & ZONING: Fletcher/Fitzgerald

7.4-1 Authorization for the Town Supervisor to sign an agreement with **Levine Gouldin and Thompson LLC, Attorneys at Law**, to perform legal services relating to the Zoning Board of Appeals (ZBA) for the year 2018.

7.4-2 Authorization for the Town Attorney to advertise for a **Public Hearing for Local Law "C" of the Year 2018** amending the zoning of 2521 Vestal Parkway West (BCTMP #172.70-1-17) and 2608 Old Owego Road (BCTMP #172.70-1-16) from Residential Single Family (RA-2) to Community Business District (C-2) with publication of on January 31, 2018 for the Public Hearing on February 14, 2018.

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7.5 PUBLIC SAFETY: Messina/Majewski

7.5-1 Approval of the **Herald of Victory Marathon** course for May 28, 2018. This race is sponsored by the Binghamton Health Campaign and will support the Southern Tier Veterans Support Group. A Certificate of Insurance for the event, naming the Town of Vestal as an insured party has been submitted. The applicant is to make the necessary arrangements with the appropriate public safety agencies as was required for the staging of the event last year.

7.5-2 Authorization for the Town Supervisor to sign an agreement with Broome County for the **STOP DWI Overtime Patrol** funding in the amount of \$9,000.00.

7.5-3 Adoption by the Board of Fire Commissioners of the resolution as follows:

Resolved that the Town of Vestal Fire District elects to participate in an interlocal agreement with neighboring fire departments/companies in the State of Pennsylvania in accordance with New York State General Municipal Law Article 14G, and will agree to recognize a call for assistance through the Broome County Communications Center and will comply with the provisions of such as now in force and as amended from time to time.

And be it further resolved that a copy of this resolution be filed with the Broome County Fire Coordinator.

7.5-4 Approval by the Board of Fire Commissioners to accept the following:

- Donation from Kathleen Farrell in the amount of \$250 to go towards Water Rescue Equipment.
- Donation from Citgo Petroleum Corp. in the amount of \$500 for equipment purchases.

Both donations go to Line 3410 4060.

7.5-5 Approval by the Board of Fire Commissioners to accept the following:

- **Ashley Rucky** as a member of the Vestal Fire Department at Company No. 1.
- **Christopher Thomas** as a member of the Vestal Fire Department at Company No. 3.

7.6 ADMINISTRATION: Majewski/Messina

7.6-1 Authorization for the Recreation Planner to accept the following donations:

- \$800 from **Vestal Urgent Care** sponsoring the 2017 Water Carnival.
- \$200 from Melanie and Richard Collis
- \$200 from Timothy Donlin
- \$50 from United Methodist Homes

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7.6-2 Authorization for IT Director Dan Williams to switch telecommunication carriers from our current provider to **Charter/Spectrum** and to sign the service orders.

7.7 **SCHOOL/LIBRARY LIAISON: Fletcher/Majewski**

7.8 **RECEIVE AND FILE:**

- Vestal Fire Advisory Board Meeting Minutes – December 4, 2017
- Take-a-Break Restaurant Notice of License to Sell Liquor – January 12, 2018

END OF CONSENT AGENDA

8. **COMMITTEE CHAIR COMMENTS AND UPDATES**

9. **PETITIONS & PROTESTS**

10. **SUPERVISOR'S ANNOUNCEMENTS**

11. **OTHER NEW BUSINESS**

12. **OLD BUSINESS**

13. **ADJOURNMENT**

