

# REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD

March 27, 2019 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 **March 13, 2019** Minutes of the Regular Meeting of the Town Board.

3. **BID OPENINGS**

4. **PUBLIC HEARINGS**

4.1 Public Hearing regarding - [Local Law A of 2019 "A local law amending Chapter 24, Sec. 24-387. - Container storage, of the Town Code of the Town of Vestal"](#)

5. **PRIVILEGE OF THE FLOOR**

6. **RESOLUTIONS & MOTIONS**

6.1 Motion to adopt:

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE TOWN'S SHARE OF THE COST OF THE CONSTRUCTION OF A **NEW EMERGENCY SQUAD BUILDING**, IN AND FOR THE TOWN OF VESTAL, BROOME COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$850,000, AND AUTHORIZING THE ISSUANCE OF \$850,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF.

6.2 Motion to adopt a resolution authorizing the spending of \$131,000 for the Preliminary Engineering/Design Work for the **Meeker Road Bridge Rehabilitation Project** as follows:

**Whereas**, the Town of Vestal is entering into an agreement with State and Federal agencies for the rehabilitation of the Meeker Road Bridge, and

**Whereas**, a stipulation of the agreement is that the town must authorize the total expenditures of each phase of the project and expend such moneys pending reimbursement from funding agencies,

**Now Resolve** that the Town of Vestal hereby authorizes the expenditure of \$131,000 for the Preliminary Engineering/Design phase of the project.

6.3 A motion authorizing the implementation, and funding in the first instance 100% of the Federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation Federal-aid project, and appropriating funds therefore.

**WHEREAS**, a Project for the **Meeker Road Bridge Rehabilitation over Big Choconut Creek, P.I.N. 9754.06** (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

**WHEREAS**, the Town of Vestal desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the **Preliminary Engineering/Design** work.

**NOW, THEREFORE**, the Vestal Town Board, duly convened does hereby

**RESOLVED**, that the Vestal Town Board hereby approves the above-subject project; and it is hereby further

**RESOLVED**, that the Vestal Town Board hereby authorizes the Town of Vestal to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Preliminary Engineering/Design work for the Project or portions thereof; and it is further

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**RESOLVED**, that the sum of **\$131,000** is hereby appropriated pursuant to Resolution #\_\_\_\_\_ and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Vestal Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

**RESOLVED**, that the Town Supervisor of the Town of Vestal be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Town of Vestal with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

**RESOLVED**, this Resolution shall take effect immediately.

## **6.4 Approval to adopt a Resolution to Dispose of Surplus Vehicle by Sale:**

**WHEREAS**, pursuant to Section 176 (23) of the Town Law, the Vestal Fire District, Town of Vestal, County of Broome, State of NY, does hereby declare that its **1985 Spartan LTI aerial truck, Ladder 32**, with associated equipment and apparatus with the VIN # S29RT6C08FC423849 is no longer necessary for the uses and purposes of the Vestal Fire District; and

**WHEREAS**, the Fire District has advertised the sale of the vehicle and has received 1 offer to sell the vehicle; and

**WHEREAS**, the Fire District proposes to accept the proposal from Paul Conti and dispose of said vehicle by accepting the offer of \$10,000 from Paul Conti; and

**WHEREAS**, the Board of Fire Commissioners believes that such offer will achieve the best reasonable value for this vehicle;

**NOW THEREFORE BE IT RESOLVED** that the Vestal Fire District is authorized to dispose of its 1985 Spartan LTI aerial truck, Ladder 32 with associated equipment and apparatus of the Vestal Fire District according to the proposal from Paul Conti and dispose of said vehicle by accepting the offer of \$10,000 from Paul Conti ; and

**IT IS FURTHER RESOLVED** that the acceptance of this proposal for sale will achieve the best reasonable value for this vehicle.

## **7. CONSENT AGENDA**

### **7.1 PUBLIC WORKS: Fitzgerald/Fletcher**

**7.1-1** Authorization for the Highway Department to award the bid for the *2019 Eager-Beaver 35 ton trailer*, opened on March 13th 2019, to sole bidder **Five Star Equipment, Inc.**, Kirkwood, NY in the amount of \$62,620.

### **7.2 FINANCE: Messina/Majewski**

#### **7.2-1 Receive and File:**

**Warrant Reports:** 2019-11, 2019-11C, 2019-11E, 2019-12, 2019-12A, 2019-12E

**7.2-2** Authorization to pay \$125.00 to Town Attorney David Berger for February, 2019 billable hours.

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**7.2-3** Authorization for the Business Office to execute budget transfers dated 12/31/2018 as attached to the memo from Deputy Town Comptroller Nick Angeline dated 3/22/19.

**7.2-4** Authorization for the Town Supervisor to sign of an agreement with **Douglas A. Bulman** of the Bulman Agency, LLC and Premier Consulting Associates, LLC to provide the Town with various benefit management and risk management services from April 1, 2019 thru March 31, 2020.

**7.3** **PERSONNEL: Majewski/Fitzgerald**

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

**7.5** **PUBLIC SAFETY: Messina/Fletcher**

**7.6** **ADMINISTRATION: Fitzgerald/Messina**

**7.6-1** Request from Museum Director Cheresse Wiesner-Rosales to accept the following grants: \$1,000 grant from the **Broome County Arts Council** to put on a historic play at the Museum; \$1,000 grant from the **William Pomeroy Foundation** to attend the Museum Association of NY Conference.

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

**7.8** **RECEIVE AND FILE**

- Fire Advisory Board Meeting Minutes: Jan. 21, 2019 and Feb. 18, 2019

## **END OF CONSENT AGENDA**

**8.** **COMMITTEE CHAIR COMMENTS AND UPDATES**

**9.** **PETITIONS & PROTESTS**

**10.** **SUPERVISOR'S ANNOUNCEMENTS**

- The Department of Environmental Conservation has an OPEN BURNING BAN policy in place from March 16th to May 14th. Burn Permits will not be issued during this time.

**11.** **OTHER NEW BUSINESS**

**12.** **OLD BUSINESS**

**13.** **ADJOURNMENT**