

# REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD

August 28, 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 **August 14, 2019** Minutes of the Regular Meeting of the Town Board.

## 3. BID OPENINGS

3.1 Bids for the **Rano Water Storage Tank Repainting** project were opened in Town Clerk's Office on August 21, 2019 at 2:00 p.m. The *base* bid results, as listed below, were forwarded to the Water Superintendent for review and recommendation:

<b><u>World Wide Industries</u></b> \$141,144.00 470 Mitchel Hill Road, Butler, PA	<b><u>Amstar</u></b> \$140,000.00 825 Rein Road Cheektowaga, NY
<b><u>Atlas Painting</u></b> \$240,000.00 465 Creekside Drive, Amherst, NY	<b><u>Pittsburg Tank &amp; Tower</u></b> \$247,425.00 1 Water Tank Place, Henderson, KY
<b><u>R DeVincentis</u></b> \$375,000.00 Brick Avenue, Binghamton, NY	
<b><u>MGM Insulation</u></b> \$159,000.00 3 Sherer Street, Rochester, NY	

3.2 Bids for the **Library Roof Improvements** were opened in the Town Clerk's Office on August 21, 2019 at 2:00 p.m. The bid results, as listed below, were forwarded to the Town Engineer for review and recommendation:

<b><u>Tower Roofing</u></b>	PO Box 169, Johnson City, NY	<b>\$175,000.00</b>
<b><u>Patterson - Stevens, Inc.</u></b>	400 Sawyer Avenue Tonawanda, NY	<b>\$160,785.00</b>
<b><u>John Stilloe Construction</u></b>	2502 North Street Endicott, NY	<b>\$ 92,500.00</b>
<b><u>S &amp; L Roofing &amp; Sheetmetal, Inc.</u></b>	2706 New Scotland Road Voorheesville, NY	<b>\$169,900.00</b>

## 4. PUBLIC HEARINGS

4.1 Public Hearing regarding proposed **Local Law "C" of the Year 2019** entitled "A Local Law rezoning 113 Brooks Avenue, Vestal, NY (BCTMP # 158.13-3-25)."

The Town of Vestal Zoning Map is hereby amended by changing 113 Brooks Ave Vestal, NY (BCTMP # 158.13-3-25) from C-1 General Shopping District to RA -1 One Family Residential District in accordance with Section 24-127 of the Code of the Town of Vestal.

4.2 Public Hearing regarding proposed **Local Law "D" of the Year 2019** entitled "A Local Law rezoning 136 Vestal Parkway East, Vestal, NY (BCTMP # 157.79-1-20)."

The Town of Vestal Zoning Map is hereby amended by changing 136 Vestal Parkway East Vestal, NY (BCTMP # 157.79-1-20) from RR - Rural Residential to C-1 General Shopping in accordance with Section 24-127 of the Code of the Town of Vestal.

4.3 Public Hearing regarding proposed **Local Law "E" of the Year 2019** entitled "A Local Law Abolishing the Elected Office of Receiver of Taxes for the Town of Vestal."

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

**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

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**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 5, 2019.

## 5. PRIVILEGE OF THE FLOOR

## 6. RESOLUTIONS & MOTIONS

**6.1** Motion to award the Library Roof Improvement project to the low bidder, **John Stilloe Construction**, 2502 North St., Endicott, NY 13760 for a lump sum base bid of \$92,500.00.

**6.2** Motion to award the **Rano Tank Rehabilitation/Repainting, West Hill & Carnegie Project** to the lowest qualified bidder, MGM Insulation Inc. of 3 Sherer St., Rochester, NY 14611 as follows:

**Base Bid: \$159,000.00; Alt #1: \$15,000.00; Alt #2: \$121,500.00; Alt #3: \$121,500.00; Alt #4: \$4,000.00; Alt #5: \$12,000.00. Total Price: \$433,000.00.**

The Board also accepts the provided unit price for Weld at \$50/inch but rejects the unit price for steel repair of \$1,500.00.

**6.3** Motion to authorize the Town Attorney to advertise on Sept., 11, 2019 for a Local Law to rezone the properties listed below, with a Public Hearing on Sept. 25, 2019:

- 2500 Vestal Parkway E-Residential Office (RO) to Community Business (C2)
- 2508 Vestal Parkway E-Transitional Neighborhood (TN) to Community Business (C2)
- 2512 Vestal Parkway E-Multiple Residence (RC) to Community Business (C2)
- 2520 Vestal Parkway E-Transitional Neighborhood (TN) to Community Business (C2)

## 7. CONSENT AGENDA

### 7.1 PUBLIC WORKS: Fitzgerald/Fletcher

**7.1-1** Motion to authorize the Town Supervisor to sign and return the acknowledgment page for the receipt of the **Administrative Compliance Order CWA-02-2019-3039** received from the US Environmental Protection Agency.

### 7.2 FINANCE: Messina/Majewski

#### 7.2-1 Receive and File

- **Warrant Reports:** 2019-33, 2019-33A, 2019-33E, 2019-34, 2019-34E
- **Town Clerk Monthly Report, July 2019-Local Shares Remitted:** \$7,229.54

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**7.2-2** Authorization for the Business office to submit payment to **Town Attorney David Berger** in the amount of \$687.50 for the June-July 2019 billable hours.

**7.2-3** Authorization from the Board of Fire Commissioners to accept the recommendation of the Vestal Fire District LOSAP Advisory Committee to migrate the LOSAP Investment Account to a professional money management platform with Excel Securities and retain **Emil Bielecki** as the Investment Advisor.

**7.2-4** Approval to adopt the *Procurement Policies and Procedures for the Town of Vestal*, as amended on August 27, 2019, and an additional policy titled *Policies and Procedures with Respect to Federal Awards*.

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

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

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

**7.5-1** Authorization for the Town Supervisor to sign the amended **School Resource Officer (SRO) Agreement** with the Vestal School District.

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

**7.6-1** Adoption of a resolution waiving the 30 day notice waiting period for a liquor license application from Gokulesh Hospitality NY, LLC, doing business as Quality Inn & Suites at 4105 Vestal Parkway East, Vestal NY 13850.

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

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

- Fire Advisory Board Meeting Minutes - July 15, 2019

## **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**