

VESTAL TOWN BOARD MEETING AGENDA

April 24, 2013

We kindly request that you turn off all cell phones and pagers.

1. **PLEDGE OF ALLEGIANCE**

CUB SCOUT PACK #3221

Presentation To the Vestal Museum

2. **APPROVAL OF MINUTES:**

2.1 Motion approving the **Minutes of the April 10, 2013 Regular Town Board Meeting.**

3. **BID OPENINGS:**

3.1 The following bids for **Pipe Bursting** on behalf of the Water/Sewer Department were received and opened on April 18th, 2013 at 2:00 pm in the Town Clerk's office.

Jones Specialty Services Group	Corbettsville, NY	\$ 383,830.00
PIM Corporation	Piscataway, NJ	\$1,585,900.00
Drilling Technologies, Inc.	Wynantskill, NY	\$1,293,875.00

3.2 The following bids for **Laboratory Water Analysis** on behalf of the Water/Sewer Department were received and opened on April 18th, 2013 at 2:30 pm in the Town Clerk's Office.

Benchmark	Pennsylvania Avenue	\$40,102.17
Acorn Vestal Environmental	Vestal, NY	\$40,825.60

3.3 The following bids for the **African Road Bridge Replacement** – PIN # 9753.76, were received and opened on April 11th, 2013 at 2:00 pm in the Town Clerk's Office.

R. DeVincentis Construction, Binghamton, NY	\$655,000.00
Procon Contracting LLC, Vestal NY	\$606,000.00
Gorick Construction Co., Inc., Binghamton, NY	\$573,375.00
ZMK Construction, Apalachin, NY	\$649,900.00
Fahs Construction, Binghamton, NY	\$787,033.00
Bothar Construction, Binghamton, NY	\$763,762.65

4. **PUBLIC HEARINGS:**

4.1 Public Hearing regarding the rezoning request by **Creekside Dental** –

Local Law “B” of the Year 2013 – A Local Law Rezoning the Vestal Zoning Map by changing a portion of the premises located at 2611 Owego Road, Vestal, New York BCTMP # 172.70-1-15 and a portion of 172.70-1-15, from I Industrial District to C-2 Community Business.

The site is adjacent to the existing business and the rezoning is to permit the construction of another dental building.

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

6. RESOLUTIONS & MOTIONS:

6.1 Authorization for the **Town Attorney to advertise on May 8th, 2013** for the **Public Hearings on May 22, 2013** regarding the Petitions for the Establishment of **Consolidated Water District No. 1, Extension No. 194** and **Consolidated Sewer District No. 1, Extension No. 155**

PETITIONER: **Tari L. Grant**
B.C.T.M.P.: 175.15-2-12.11
ADDRESS: 1405 Campus Drive

6.2 Motion to adopt a Resolution approving the purchase of a **used double drum roller** for the **Highway Department** to be **financed by bonds and/or bond anticipation notes** authorized by Resolution **R365-12** adopted on December 12, 2012, and for the **Town Attorney to prepare the necessary paper work** for its purchase:

2008 Dynapac Asphalt Roller, MDL CC424FH Serial #384500149, Tandem 12-13 Ton, at the purchase price of \$60,000.00, from the Town of Newfane, 2896 Transit Road, Newfane, NY. This is a used roller with 372 hours in like new condition and has been well maintained and has no known mechanical issues.

6.3 Motion to adopt a Resolution authorizing the Town Comptroller to **contact bond counsel to draft a bond resolution for the purchase of equipment for construction and maintenance purposes**. The intent of the resolution is to provide funds to finance the purchase of a **new loader for the Highway Department** at a cost not to exceed \$230,000. Bond counsel will determine if this will be a separate resolution or an amendment to resolution R365-12.

7. CONSENT AGENDA

7.1 PUBLIC WORKS: Milkovich/Majewski

7.1-1 Authorization for **Daniel Williams, I.T. Director**, to purchase for installation at the Highway Department, a high quality **imaging surveillance** with recording capability at a price not to exceed **\$5,752.97**.

7.2 FINANCE: Marnicki/Fitzgerald

7.2-1 Receive and File: Warrant Reports –2013-15, 2013-15E, 2013-15X, 2013–16, 2013-16E, 2013-16L, 2013-16X

7.2-2 Authorization to **pay the Town Attorney \$1572.50 for billable hours** of March 2013.

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7.2-3 Authorization for the Deputy Comptroller to perform the **Budget Transfers** referred to in her memo dated April 11, 2013, and the transfers necessary to cover the shortfall in the estimated revenue from the sale of forest products per the Comptroller's *Budget Transfer Request* form dated April 19, 2013.

7.2-4 Authorization for the Deputy Comptroller, effective April 22, 2013 **to close the completed Capital Projects** per her memo dated April 11, 2013 and to direct the **transfer of the projects unexpended fund balances to the respective debt service or capital reserve funds** in order to be used towards reducing the Town's outstanding debt service obligations or future reliance on debt.

In addition approval is granted for the **Budget Transfers** necessary to transfer unexpended funds into the Interfund Expense line where it will be paid out to the specified Reserve fund and projects will be closed.

7.2-5 Authorization to transfer from Police Department to Dog Control a **2009 Dodge Durango** VIN# 1D8HB38P19F712660 and to transfer from the Police Department to the IT Department a **2009 Dodge Durango** VIN# 1D8HB38P89F712655.

7.3 **PERSONNEL: Majewski/Marnicki**

7.3-1 Resolved to authorize the **closing of the Town Offices on Friday, July 5, 2013**. All employees impacted by this closing will be required to use vacation time, other available paid time off, make up time or go without pay on this day. In no way should this closing be construed as the granting of additional paid time off to employees or of the granting of additional holiday time.

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

7.4-1 Authorization for the following organizations to use the Vestal Library lot pending the signing of an Indemnification Agreement:

- **Vestal Sertoma Club** to use the **Vestal Library** parking lot for a fundraiser on July 19, 2013.
- **Vestal High School French Club** to use the **Vestal Library** parking lot for fundraiser on May 10, 2013.

7.5 **PUBLIC SAFETY: Marnicki/Fitzgerald**

7.5-1 Approval from the Board of Fire Commissioners to authorizing the following fire personnel to attend the following **trainings**:

- Firefighter's Andy Leslie, Jason Stupski, Justin Petcosky, and Brian Terrell to attend Rescue 3 International Swift Water Rescue Training May 3-5 at Harpursville Fire. Cost is \$425 per member to come from Line F3410 4030.

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- Firefighter Deron Biechele to attend Truck Company Operations starting May 6, 2013 at West Colesville. No cost for this course.
- Jason Stupski to attend Fire Officer I class at the Fire Academy June 3-8. Cost is \$25 fee plus \$48 for meals and mileage if a Fire Department Vehicle is not available.
- 13 FAB members and Station 4 members to attend a Pipeline Safety class Monday May 13 at the Holiday Inn Arena in Binghamton. No cost for this training.

7.5-2 Approval from the Board of Fire Commissioners to authorizing to accept the following **leases for the Fred Singer Training Site:**

**Endwell Fire District
Broome County Fire Chief's Association
West Corners Fire District**

These Leases shall be for a period of 3 years at the amount of \$600 per year.

7.5-3 Authorization from the Board of Fire Commissioners to accepting the following **new Junior Firefighter applicants:**

- **Christian Schrader** to become a member of the Vestal Fire Department at Company No. 1.
- **Lance Gates** to become a member of the Vestal Fire Department at Company No. 1.

7.6 **ADMINISTRATION: Majewski/Milkovich**

7.6-1 Authorization for the Recreation Director to hire back the following returning staff. All employee pay rates are budgeted items in the 2013 budget and the background checks have been completed.

A7310.1021 Labor – Playground Instructors

Casey Bulman Vestal as Summer Office Assistant at Pay rate \$9.50/hr.
Loryn Chase 413 Torrance Ave., Vestal as Playground Instructor at Pay rate \$8.00/hr.
Jaisen Clark Vestal as Playground Instructor at Pay rate \$8.00/hr.
Savanna Connolly Vestal as Playground Instructor at Pay rate \$8.00/hr.
Lauren Cook Vestal as Playground Instructor at Pay rate \$8.00/hr.
Abigail Eckert Vestal as Playground Instructor at Pay rate \$8.00/hr.
Jonathan Edwards Vestal as Playground Instructor at Pay rate \$8.00/hr.
Meagan Edwards Vestal as Playground Instructor at Pay rate \$8.00/hr.
Kelly Gerner Vestal as Playground Instructor at Pay rate \$8.00/hr.
Derek Grinnell Vestal as Playground Instructor at Pay rate \$8.00/hr.
Jeremy Liss Vestal as Playground Instructor at Pay rate \$8.00/hr.
Martin Reynolds Vestal as Playground Instructor at Pay rate \$8.00/hr.
Jackie Rice Vestal as Playground Instructor at Pay rate \$8.00/hr.

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Danielle Ruggiero Vestal as Playground Instructor at Pay rate \$8.00/hr.

A7180.1010 Labor – Swimming Pool Directors

Sean Hogan Vestal as Instructional Pool Director at Pay rate \$10.25/hr.

Dan MacQuarrie Vestal as Outdoor Pool Director at Pay rate \$10.25/hr.

Nicholas Montesano Apalachin as Instructional Assistant Pool Dir. at Pay rate \$9.75/hr.

Samuel Schwartz Vestal as Assistant Outdoor Pool Director at Pay rate \$9.75/hr.

A7180.1020 Labor – Labor Lifeguards

Sarah Berger Vestal as Full Time Lifeguard at Pay rate \$8.75/hr.

Austin Case Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Catherine Faughnan Vestal as Full Time Lifeguard at Pay rate \$8.75/hr.

William Ferrante Vestal as Full Time Lifeguard at Pay rate \$8.75/hr.

Emily Fox Vestal as Full Time Lifeguard at Pay rate \$8.75/hr.

Joanna Gaynes Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Sam Gaynes Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Cheri Hanakovic Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Ashley Hodge Vestal as Full Time Lifeguard at Pay rate \$8.75/hr.

Chris Hoskins Vestal as Full Time Lifeguard at Pay rate \$8.75/hr.

Alexander Kiser Apalachin as Full Time Lifeguard at Pay rate \$8.75/hr.

Nicholas Kiser Apalachin as Full Time Lifeguard at Pay rate \$8.75/hr.

Jeffrey Klein Apalachin as Full Time Lifeguard at Pay rate \$8.75/hr.

Taylor Lansing Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Anthony Michaels Apalachin as Full Time Lifeguard at Pay rate \$8.75/hr.

Cal Michaels Apalachin as Full Time Lifeguard at Pay rate \$8.75/hr.

Hannah Mieczkowski Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Shane Murdock Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Chris Newins Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

John Osiecki Apalachin as Part Time Lifeguard at Pay rate \$7.75/hr.

Margaret Pan Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Peggy Pan Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Jaclyn Ruhl Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Catherine Spivak Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Joseph Spivak Vestal as Full Time Lifeguard at Pay rate \$8.75/hr.

Derek Wang Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Jeffrey Washington 2101 Clover Dr., Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

Steven Wendell Vestal Part as Time Lifeguard at Pay rate \$7.75/hr.

Sierra Elizabeth Wilkie Apalachin as Part Time Lifeguard at Pay rate \$7.75/hr.

Heather Wimmer Brackney, PA as Part Time Lifeguard at Pay rate \$7.75/hr.

Sam Yoon Vestal as Part Time Lifeguard at Pay rate \$7.75/hr.

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7.6-2 Authorization to approve the following people to provide **maintenance for the abandoned cemeteries** in the Town of Vestal for the year 2013 and for the **Town Attorney to draw the contracts:**

Scott Coleman

367 Crumm Road
Vestal, NY 13850

Rounds Cemetery	\$ 300.00
Crumm Rd. Cemetery	\$ 425.00
Vestal Rd. Cemetery	<u>\$ 300.00</u>
	\$1,025.00

Patrick Milkovich

520 Castleman Rd.
Vestal, NY 13850

Jensen Rd. Cemetery	\$ 475.00
Vestal Center Cemetery	<u>\$1,100.00</u>
	\$1,575.00

The maintenance of abandoned cemeteries is a statutory obligation of the Town and this is a budgeted item under line A8810-4060.

7.7 RECEIVE AND FILE:

- Water Testing Performed in 2012 - Annual Water Quality Report
- Fire Advisory Board Meeting Minutes – February 18, 2013
- Inactive Hazardous Waste Disposal Site Classification Notice – Robintech Site – Commerce Road BCTMP 158.07-2-15

END OF CONSENT AGENDA

8. COMMITTEE CHAIR COMMENTS AND UPDATES:

9. PETITIONS & PROTESTS:

10. ADDITIONAL PUBLIC COMMENTS:

11. SUPERVISOR'S ANNOUNCEMENTS:

1. **Public Hearing on May 8th, 2013 - Local Law "B" of the Year 2013 to amend Chapter 18** of the Town Code, amending the rules and regulation relating to the use of the Binghamton-Johnson City Joint Sewage Treatment Plant.
2. **Public Hearing on May 8th, 2013 – Local Law "C" of the Year 2013** to rezone **2100 Owego Road**, BCTMP # 72.14-1-26.1 plus remaining CD portion of 172.14-1-27 (2016 Owego Road) from CD to RA-2. (Harrington)
3. **Bids for Highway Materials** to be opened **April 25th** at 2:00 pm.
4. **Bids for water and wastewater line replacement projects** with openings on May 2nd, 2013 beginning at 2:00 pm.
5. **Bids for the FEMA 59 home demolitions with** opening on May 20th, 2013 at 2:00 PM.

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6. **BRUSH PICK UP - April to September – Branch Pickup will be 3rd Friday of the month.** Branches must be piled neatly at curb/roadside all in one direction facing the road - NOT in the street. Leave branches as long as possible better to feed into the machine. Branch diameter is up to 6 inches. (Pine needles are ok.) NO tomato vines, NO vegetable plant waste - it plugs up the leaf machine.
7. In conjunction with the Fireman's Association of the State of New York (FASNY), **Saturday, April 27, 2013 is Open House Recruitment Day.** All Vestal Fire Stations will be open to the public from noon until 3:00 PM to recruit new members.

12. **OTHER NEW BUSINESS:**

13. **OLD BUSINESS:**

The following motion was passed at the April 22, 2013 Town Board Work Session:

R106-13 On a motion of Councilman Marnicki, seconded by Councilwoman Fitzgerald, the following resolution was

ADOPTED	Ayes 4	Fitzgerald, Milkovich, Marnicki, Schaffer
	Nays 0	Absent: Majewski

Resolved to pay **Ruth Lewis, Grant Writer**, an additional \$1012.46 for grant work performed and to authorize the **Comptroller to transfer** that amount from the contingency budget line.

14. **ADJOURNMENT:**

