

**REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD  
JUNE 26, 2013**

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

1. **PLEDGE OF ALLEGIANCE:**

2. **APPROVAL OF MINUTES:**

2.1 Motion approving the **Minutes of the June 12, 2013 Regular Town Board Meeting.**

3. **BID OPENINGS:**

4. **PUBLIC HEARINGS:**

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

6. **RESOLUTIONS & MOTIONS:**

6.1 Motion for the Recreation Department to **accept a donation of \$150.00**, in memory of **Vernon W. Hockenberry**, one of the founders of the **Vestal Town Band**. The donation is from his daughter Melanie Collis and her husband Richard Collis.

6.2 Motion to accept a **grant in the amount of \$2,000** for the **Vestal Museum** from the *Chenango County Council on the Arts*.

6.3 Motion to adopt the following:

**A RESOLUTION OF THE TOWN VESTAL OF THE COUNTY OF BROOME  
AUTHORIZING THE ADOPTION OF THE BROOME COUNTY MULTI-  
JURISDICTIONAL ALL-HAZARD MITIGATION PLAN**

**WHEREAS**, all of Broome County has exposure to natural hazards that increase the risk to life, property, environment and the County's economy; and

**WHEREAS**; pro-active mitigation of known hazards before a disaster event can reduce or eliminate long-term risk to life and property; and

**WHEREAS**, The Disaster Mitigation Act of 2000 (Public Law 106-390) established new requirements for pre and post disaster hazard mitigation programs; and

**WHEREAS**; a coalition of Broome County municipalities with like planning objectives has been formed to pool resources and create consistent mitigation strategies within Broome County; and

**WHEREAS**, the coalition has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of natural hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives, and creates a plan for implementing, evaluating and revising this strategy;

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**NOW, THEREFORE, BE IT RESOLVED** that the **Town of Vestal**:

- 1) Adopts in its entirety, the Broome County Multi-Jurisdictional All-Hazard Mitigation Plan (the "Plan") as the jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions identified in the Plan that pertain to this jurisdiction.
- 2) Will use the adopted and approved portions of the Plan to guide pre- and post-disaster mitigation of the hazards identified.
- 3) Will coordinate the strategies identified in the Plan with other planning programs and mechanisms under its jurisdictional authority.
- 4) Will continue its support of the Mitigation Planning Committee as described within the Plan.
- 5) Will help to promote and support the mitigation successes of all participants in this Plan.
- 6) Will incorporate mitigation planning as an integral component of government and partner operations.
- 7) Will provide an update of the Plan in conjunction with the County no less than every five years.

**6.4** Motion to adopt a Resolution authorizing the **Supervisor to sign the agreement** with **Shumaker Engineers** for developing the plans, estimates, develop bid documents and the construction inspection for the **Vestal Trail Section 2a, PIN 9009.30** – (TOV portion) at a total price of \$79,200 (with the 80/20 split).

The Town was originally going to build this portion of the trail (about 0.7 miles). Since that is not going to happen, it needs to be bid to a contractor, which requires plans and bid documents plus construction inspection.

**6.5** Motion authorizing the **Business Office** to satisfy the claim of **Brett Martin**, 2020 Carrie Ann Drive, Endicott, NY in the amount of **\$467.21 to cover repairs to his vehicle** damaged on June 6, 2013 by a Highway Department mower.

**6.6** Motion authorizing the **Business Office** to **pay Hueber-Breuer Invoice #11221-05** in the amount of **\$16,430 less \$2,225 retainage** and to make the requested **budget transfers** (\$10,000 from F3410.8404 and \$2,530 from F3410.2100 to line F3410.2225).

**6.7** Authorization for the **Town Supervisor to sign** and the **Town Attorney to have filed** at **BC Clerk's Office** a **Sanitary Sewer Easement, 2909 Vestal Road, BCTMP #158.06-1-27**, owner **Matthews Development**.

**6.8** Motion authorizing the **Comptroller to enter into a contract with Ciaschi, Dietershagen, Little, Michelson & Company, LLP** to audit the justice courts at a cost not to exceed \$3,500 and for \$3,100 to be transferred from the Contingency line A1990.4322 to the line for Audit Services A1320.4000 since the 2013 budget does include adequate funds for auditing services. If contracted, the firm expects to begin work in July 2013.

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**7. CONSENT AGENDA**

**7.1 PUBLIC WORKS: Milkovich/Majewski**

**7.2 FINANCE: Marnicki/Fitzgerald**

**7.2-1 Receive and File:**

- **Warrant Reports** –2013-24, 24E, 24B, 24R, 25, 25E, 25S, 25L

**7.1-1** Authorization for the Business Office to issue a **refund of \$110.09** to **104 Susan Court** due to an overpayment of their water and sewer bill.

**7.1-2** Authorization for the Business Office to issue a **refund of \$212.78** to **New Holland of Binghamton, Old Vestal Road** for overpayment of their closed water and sewer account.

**7.3 PERSONNEL: Majewski/Marnicki**

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

**7.4-1** Authorization for the **Binghamton Amateur Radio Association (BARA)** to use the **Vestal Library parking lot** for a BARA Chicken BBQ Fundraiser on October 13, 2013 from 10:00 AM to approximately 3:00 PM. An indemnification agreement is to be signed.

**7.5 PUBLIC SAFETY: Marnicki/Fitzgerald**

**7.5-1** Authorization from the Board of Fire Commissioners approving the following as **members of the Vestal Fire Department**.

Eric Gottschall - Company No. 4.

Joseph Kulp Jr. - Company No. 4.

Christian Steenstrup - Company No. 4

**7.6 ADMINISTRATION: Majewski/Milkovich**

**7.7 RECEIVE AND FILE:**

- Notices of Intention to Commence Natural Gas Well Drilling Operations, Apolacon Township, Susquehanna County, Pennsylvania: two dated May 14, 2013 and one dated June 18, 2013.
- Vestal Fire Advisory Board Meeting Minutes – May 20, 2013
- Notice from **Broome County Industrial Development Agency** of Public Hearing on July 2, 2013 at 7:00 P.M., at the Town Hall, 605 Vestal Parkway West, Vestal NY 13850 in connection with the Vestal Park Rehabilitation and Nursing Center.

**END OF CONSENT AGENDA**

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

**9. PETITIONS & PROTESTS:**

**10. ADDITIONAL PUBLIC COMMENTS:**

**11. SUPERVISOR'S ANNOUNCEMENTS:**

- The Broome County Industrial Development Agency will hold a Public Hearing in connection with the Vestal Park Rehabilitation and Nursing Center on July 2, 2013 at 7:00 P.M. at the Town Hall, 605 Vestal Parkway West, Vestal NY.
- Museum Events: Kids summer garden projects planned: July 13, Aug 10. Free

**12. OTHER NEW BUSINESS:**

**13. OLD BUSINESS:**

**14. ADJOURNMENT:**

