

**REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD  
AUGUST 14, 2013**

---

*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 July 24, 2013 Regular Meeting of the Town Board.**

3. **BID OPENINGS:**

4. **PUBLIC HEARINGS:**

4-1 **Public Hearing** for a **Special Permit for a Vehicle Service Station for Superior Shine Auto Spa**, an auto detailing business, to occupy the basement of 2401 Vestal Parkway East.

4-2 **Public Hearing** regarding **proposed Local Law “E” of the Year 2013** – to amend the Vestal Zoning Map by changing the premises located at **3005 Vestal Road, BCTMP #158.06-1-27** from **Industrial District (ID) to Community Business (C-2)**, owner Matthews Development.

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

6. **RESOLUTIONS & MOTIONS:**

6.1 Motion authorizing the **Town Engineer to sign an agreement with EnerPath**, 300 Main Street, East Rochester, NY for re-lamping the Highway garage and for the **transfer of \$4,563.59 from A5132.4111 and A5130.2100**. This relates to a NYSEG program to re-lamp lighting fixtures to energy saving bulbs and ballasts. There are 124 fixtures at Highway that will have work done on them at a cost of \$10,578.95, of which the Town will have to pay \$4,563.59. These changes in fixtures will save about \$2,000 a year in electric cost.

6.2 Motion to approve the following appointments and re-appointments to the **Board of Assessment Review:**

- Re-appoint **Robert Flanders** to the Board of Assessment Review effective October 1, 2013. This term is to expire September 30, 2018.
- Appoint **Deborah Gruver** to the Board of Assessment Review effective October 1, 2013 to fill an unexpired term. This term is to expire September 30, 2016.
- Re-appoint **Asif Shaikh** to the Board of Assessment Review as an Alternate effective October 1, 2013. This term is to expire September 30, 2018.
- Re-appoint **Walter Barbour** to the Board of Assessment Review as an Alternate effective October 1, 2013. This term is to expire September 30, 2018.

6.3 Authorization approving the following regarding the **Excellus Blue4U** wellness program:

**REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD  
AUGUST 14, 2013**

---

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

- Authorize the Town Comptroller to complete any paperwork necessary to begin offering the Excellus Blue4U wellness program.
- Authorize this program to be available effective on or about October 24, 2013 (date of health fair).
- Authorize participation in the program be offered to the following:
  - \_ Active employees eligible for the health plan.
  - \_ Adult covered dependents of active employees.
  - \_ Retirees covered on the health plan that are not Medicare eligible.
  - \_ Adult covered dependents of retirees that are not Medicare eligible.
- Grant permission to apply for a wellness grant from PERMA (workers' compensation insurance carrier) to be used to provide prizes, as determined by the Health Care Oversight Committee, to those that join

**6.4** Motion to adopt the **Capital Program Policy** as proposed by the Town Comptroller in a memo dated 7/3/13. This is in response to the recommendations of the NYS Office of the State Comptroller.

**6.5** 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:

**Sunbriar Estates, LLC, E&B Kradjian, LLC and IVEST, LLC** v. The Assessor of the Town of Vestal, New York, and the Town of Vestal, New York, Index Nos. 2009-1983 and 2010-2037, and

**Sunbriar Estates, LLC, E&B Kradjian, LLC, and Stable Pond, LLC** v. The Assessor of the Town of Vestal, New York, and the Town of Vestal, New York, Index Nos. 2011-1932 and 2012-1859, as follows:

1. For tax year 2009/2010, there will be no reductions in the assessments on Subject Parcels.
2. For tax years 2010/2011 and 2011/2012, the total assessment on 85 Dodd Road (Tax Map No. 158.16-1-28.111) shall remain at \$61,400.
3. For tax year 2012/2013, the total assessment on 85 Dodd Road shall remain at \$58,400.
4. For tax years 2010/2011, 2011/2012, and 2012/2013, the total assessment on 51 Ararat Drive (Tax Map No. 158.20-1-47.11) shall be reduced from \$209,500 to \$164,300.
5. On the 2013 final assessment roll, the total assessment on 51 Ararat Drive shall be reduced from \$199,100 to \$164,300.
6. For tax years 2010/2011, 2011/2012, and 2012/2013, the total assessment on 217 Bunn Hill Road (Tax Map No. 159.13-2-13) shall be reduced from \$84,600 to \$65,000.
7. On the 2013 final assessment roll, the total assessment on 127 Bunn Hill Road shall be reduced from \$80,400 to \$65,000.
8. For tax years 2010/2011, 2011/2012, and 2012/2013, and on the 2013 final assessment roll, the combined total assessment of 325 Bunn Hill Road (Tax Map No. 159.13-2-18), 1038 Bunn Hill Road (Tax Map No. 159.13-2-15) and 1052 Bunn Hill

**REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD  
AUGUST 14, 2013**

---

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

Road (Tax Map No. 159.13-2-16) shall be reduced from \$119,400 to \$85,000, allocated as follows: (a) 325 Bunn Hill Road from \$6,400 to \$5,000; (b) 1038 Bunn Hill Road from \$22,300 to \$15,000; and (c) 1058 Bunn Hill Road from \$90,700 to \$65,000.

9. On the 2014 assessment roll, 325 Bunn Hill Road, 1038 Bunn Hill Road and 1058 Bunn Hill Road shall be combined into a single tax map parcel (hereinafter referred to as "New Stable Pond Parcel").

10. On the 2014 assessment roll, the total assessment on the New Stable Pond Parcel shall be \$85,000.

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: Milkovich/Majewski**

**7.1-1** Authorization for the Highway Superintendent to pay for out of title work for the period April to July 2013 to:

**Scott Walter** - \$872.30

**Jeff Tomczyk** - \$348.31

**7.1-2** Retroactive approval to remove these assets from the asset record for the following Highway Equipment:

<u>Asset</u>	<u>Disposal Method</u>
1997 International Dump Truck VIN#0548	Auctions International
1997 International Dump Truck VIN#0549	Auctions International
2001 Ingersoll Rand DD 24 Roller	Auctions International
1997 Morbark Brush Chipper	Auctions International
1987 Caterpillar Wheel Loader IT28B	Auctions International

The Highway Department placed these items on Auctions International on/or around May 26, 2013. These vehicles and equipment were sold and have been picked up by the buyers. The total amount received was \$44,000.

**7.2 FINANCE: Marnicki/Fitzgerald**

**7.2-1 Receive and File:**

- **Warrant Reports** – 2013 – 30, 30E, 31, 31E, 31R, 32, 32E, 32T
- **Town Clerk Monthly Report** – July 2013 – Total Local Shares Remitted \$7,206.95
- **Comptroller's Monthly Report** – July 2013

**7.2-2** Approval to adopt the following:

A RESOLUTION of Vestal Town Council approving the authorization of the Town of Vestal to send **surplus equipment to the Broome/Tioga County Auction** to be held on Saturday September 28<sup>th</sup>, 2013.

**REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD  
AUGUST 14, 2013**

---

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

NOW, THEREFORE, the Vestal Town Council, duly convened at a regularly scheduled meeting, does hereby,

RESOLVE, to grant permission to the Town of Vestal to send equipment to the **Broome County Auction**.

**7.2-3** Authorization to pay **Legal Fees to Town Attorney, David Berger** for the Month of July, 2013 in the amount of **\$4280.00**.

**7.2-4** Authorization for the Comptroller to perform the Budget Transfers for the period January 15, 2013 through August 8, 2013 per the Deputy Comptroller's memo dated August 8, 2013.

**7.3** **PERSONNEL: Majewski/Marnicki**

**7.3-1** Approval for the **Recreation Planner to hire the following employees** per her memo dated August 8, 2013. All employee pay rates are budgeted items in the 2013 budget and the background checks have been completed.

**A7310.1127 Labor – Baseball Camp Employees**

Shawn May –McGraw as Baseball Camp Director at pay rate \$650.00 Salary

Kevin Franz - Vestal as Baseball Camp Instructor at pay rate \$100.00 Salary

Ryan Franz - Vestal as Baseball Camp Instructor at pay rate \$100.00 Salary

Sean Mullins –Vestal as Baseball Camp Instructor at pay rate \$100.00 Salary

Lawrence Williams –Endwell as Baseball Camp Assistant Director at pay rate \$425.00 Salary

**A7310.1122 Labor – Lacrosse Camp Employees**

Martin Reynolds - Vestal as Boys Lacrosse Camp Coach at pay rate \$310.00 salary

Cole Lewis - Vestal as Boys Lacrosse Camp Coach at pay rate \$230.00 salary

Gordon Pollard - Vestal as Boys Lacrosse Camp Director at pay rate \$620.00 salary

Mark Robinson - Johnson City as Boys Lacrosse Camp Coach at pay rate \$340.00 salary

**A7310.1129 Labor – Field Hockey Camp Employee**

Kelcy Wickman - Vestal as Field Hockey Camp Director at pay rate \$600.00 Salary

**A7310.1125 – Fall - Field Hockey League Director**

Kelcy Wickman –Vestal as Field Hockey League Director at pay rate \$600.00 salary.

**A7310.1131 Volleyball Camp Employees – (Three Camps)**

Amanda Buchta –Vestal as Volleyball Camp Instructor at pay rate \$125.00/camp (2 camps)

Amanda DeAngelo –Vestal as Volleyball Camp Instructor at pay rate \$125.00/camp (3 camps)

Lindsey Marsh –Vestal as Volleyball Camp Instructor at pay rate \$125.00/camp (1 camp)

Joseph Nemecek –Apalachin as Volleyball Camp Director at pay rate \$500.00/camp (3 camps)

Katie Rogan –Vestal as Volleyball Camp Instructor at pay rate \$125.00 (1 camp)

Katie Rogan –Vestal as Volleyball Camp Assistant Dir. at pay rate \$250.00/camp (1 camp)

Ashleen Speen –Vestal as Volleyball Camp Instructor at pay rate \$125.00/camp (2 camps)

**A7310.1040 Labor – Girl's Advanced Soccer Camp Employees**

Edward Hudock – Vestal as Girls Soccer Camp Instructor at pay rate \$250.00 salary

Bill Stepanovsky –Endicott as Girls Soccer Camp Co-Director at pay rate \$650.00 salary

Kyle Stepanovsky –Endicott as Girls Soccer Camp Co-Director at pay rate \$650.00 salary

Brittain Wagner –Endicott as Girls Soccer Camp Coach at pay rate \$200.00 salary

**7.3-2** Authorization to grant an **unpaid internship in the Vestal Police Department to Ms. Maureen Eberly** of Harpursville NY. Currently a student at Broome Community College in the Criminal Justice Program, her internship will begin sometime in September of 2013 and will be completed by December of

**REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD  
AUGUST 14, 2013**

---

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

2013. As part of the internship, Ms. Eberly will be riding with patrols, assisting with records retention, work with detectives, observe K-9 and SWAT training, and learn other aspects of Law Enforcement. A background check of Ms. Eberly has been completed.

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

**7.5 PUBLIC SAFETY: Marnicki/Fitzgerald**

**7.5-1** Authorization for the **Vestal Center Community Picnic to hold a parade** on Saturday, August 24, 2013 that begins at noon at the Vestal Center United Methodist Church on West Hill Road and ends at the Fireman's Hall on Coleman Street. Emergency Services will be notified.

**7.6 ADMINISTRATION: Majewski/Milkovich**

**7.6-1** Authorization for the Receiver of Taxes to dispose of a broken Pitney Bowes Folding Machine.

**7.6-2** Authorization for Dan Williams, IT Director to scrap 8 Dell GX280 Computers that have been replaced with upgraded hardware.

**7.7 RECEIVE AND FILE:**

- Petition filed on August 2, 2013 for **Children at Play** signs – Juneberry Road and Juneberry Court Residents
- Richard E. Pastore, PH.D. - Letter of resignation as an Alternate Member of Vestal's Conservation Advisory Committee – (40 years of service)

**END OF CONSENT AGENDA**

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

**9. PETITIONS & PROTESTS:**

**10. ADDITIONAL PUBLIC COMMENTS:**

**11. SUPERVISOR'S ANNOUNCEMENTS:**

- **Vestal Center Community Picnic** - Saturday, August 24, 2013 - begins at noon at the Fireman's Hall on Coleman Street.

**12. OTHER NEW BUSINESS:**

**13. OLD BUSINESS:**

**14. ADJOURNMENT:**