

REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD
APRIL 9, 2014

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 March 26, 2014 **Minutes of the Regular Meeting of the Town Board.**

3. **BID OPENINGS:**

4. **PUBLIC HEARINGS:**

4.1 Public Hearing regarding proposed **Local Law “B” of the Year 2014** entitled: *A Local Law Amending Vestal Code to Permit Electronic Gateway Signs in the Town of Vestal:*

Chapter 5, Article V, Division 1, Section 5-111 is amended to include the following definition:

Gateway sign means a monument ground sign constructed of natural masonry or stone, located on non-public owned property for use in presenting public announcements, emergency and local government messages and limited controlled advertisement, in a format approved by the Town of Vestal.

Chapter 5, Article V, Division 4, Section 5-127.2 is amended to include the following: Gateway Signs

(a) Gateway signs shall be approved by special permit from the Town Board.

(1) The Town Board may request counsel and recommendations from the Town Planning Board, the Town Zoning Board of Appeals or other Town Departments

(b) Gateway signs shall be installed in locations along major thoroughfares in the Town of Vestal as approved by the Town Board. Not more than four (4) gateway signs shall be permitted within the boundaries of the town.

(c) Gateway signs shall adhere to all prescribed rules as noted on the gateway sign permit application, which may be amended from time to time as conditions warrant, and which shall be considered part of this local law for enforcement purposes.

(d) The maximum height of any gateway sign structure shall not exceed ten (10) feet above adjacent grade.

(1) The Town Board may approve other heights as deemed necessary.

(e) Any electrically activated changeable sign, incorporated into the design of a gateway sign, shall not have a display area greater than eight (8) feet by twelve (12) feet.

(f) The architectural design of the sign shall include the message, “Welcome to the Town of Vestal” or similar greeting as approved by the Town Board.

(g) Gateway signs only, may contain messages which include announcements for events, products, professions, businesses and etc. that are not located on the property on which the sign is located.

(h) Gateway signs shall be properly maintained or removed as directed by the Town in addition to other portions of this article.

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

6. RESOLUTIONS & MOTIONS:

6.1 Motion authorizing the Supervisor to sign a Consulting Agreement between the Town of Vestal and **Douglas A. Bulman of the Bulman Agency LLC**, having offices at 317 Harding Avenue, Vestal, New York, effective the 1st day of April, 2014, for the period of two years and conditionally renewable thereafter. The fee structure is as follows:

The Town agrees to pay the Bulman Agency LLC a fee of \$20,000 year as compensation for the services described for the period starting April 1, 2014 and is to provide progress reports of the work performed on fulfillment of the terms of this agreement to the Business Office on an as needed basis.

The Town also agrees to pay the Bulman Agency LLC \$10,000 on the date contract is approved. The balance shall be paid in monthly installments of \$1,667 beginning on May 1, 2014. This fee will also cover past, present and ongoing management of the Medicare Advantage Program. Should a commission be paid to the Bulman Agency LLC by the insurance carrier for such program, the Bulman Agency LLC agrees to reimburse the Town of Vestal accordingly.

This contract will automatically renew, which will reset all terms and fees of this contact, unless notice is given either to terminate or to alter provisions contained herein.

6.2 Motion authorizing Town Assessor Mark Minoia to appoint **Carolyn Almy as a full-time Clerk (CSEA grade 1; hourly rate of \$9.9332 per hour)** in the Assessor’s Office effective April 14, 2014. This action will result from the combining of 2 part-time Clerk positions.

The business office is hereby authorized to transfer funds from the part-time wage line A1355.1030 to wage line A1355.1010 and various employee benefit lines as necessary for this appointment.

6.3 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:

McMead Realty Corporation v. The Assessor and the Board of Assessment and Review of The Town of Vestal; The Town of Vestal, New York and the Vestal Central School District, Index Nos. 2013-1754 as follows:

For tax years 2013/2014 the total assessment on 232 Vestal Parkway West shall be reduced from \$767,800 to \$633,700.

Roll Year	Assessment	FMV	STIP AV	Change in AV From Prior Year	School Tax	Town / County Tax	* Town Refund
2013-14	\$767,800	\$767,800	\$633,700	-\$134,100	\$19,410.82	\$10,154.46	\$574.97
				* Town = General and Highway		TOTALS	\$574.97

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The Town Attorney and Business Office are authorized and directed to take all necessary steps to implement this resolution.

6.4 Motion authorizing the Supervisor to sign an agreement with **Susan Buchta** to purchase the real property at **512 Front Street**, Vestal, NY consisting of 1.07 acres Tax Map No. 173.21-1-6 512 for the **price of \$18,000**.

The purchase is contingent upon Town Board approval, availability of satisfactory funding, passage of the permissive referendum period required under law without petitions for permissive referendum, and all other contingencies considered necessary by the Town Attorney.

This Resolution shall be subject to a permissive referendum, as required by section 220 of Town Law.

7. CONSENT AGENDA

7.1 PUBLIC WORKS: Majewski/Fitzgerald

7.1-1 Authorization for the Business Office to reduce the sewer bill for **813 Taylor Drive** in the amount of \$478.24 due to a broken pipe. The water did not go into the town's sanitary sewer system.

7.2 FINANCE: Majewski/Messina

7.2-1 Receive and File: Warrant Reports – 2014 – 13, 13E, 13M, 14 and 14E

7.3 PERSONNEL: Fitzgerald/Majewski

7.4 PLANNING & ZONING: Messina/Fitzgerald

7.1-1 Authorization for the **Broome County Women's Republican Club** to use the Vestal Library Parking Lot for their Scholarship Fund Raiser - Saturday, May 3rd, 2014 from 11:00 a.m. until 6:00 p.m. An Indemnification Agreement is to be signed.

7.5 PUBLIC SAFETY: Majewski/Messina

7.6 ADMINISTRATION: Fitzgerald/Messina

7.6-1 Authorization for the Recreation Planner to hire the following employee. Pay rates are budgeted items in the 2014 budget and the background check has been completed.

A7310.1027 Labor - Vestal Youth Basketball Organization League
Kinser Sherman – Vestal as VYBO Referee at \$8.00/hr.

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7.7 RECEIVE AND FILE:

- Notice from **Binghamton University**, March 18, 2014, notifying intent to establish Lead Agency for SEQR – Innovative Technologies Center (ITC) Phases 4 & 5 – Binghamton University Research and Development Facilities.
- **Town of Union** - Notification of Public Hearing May 7th, 2014 at 7:30 PM regarding Modification to Chapter 300 of the Town of Union Code.

END OF CONSENT AGENDA

8. COMMITTEE CHAIR COMMENTS AND UPDATES:

9. PETITIONS & PROTESTS:

10. ADDITIONAL PUBLIC COMMENTS:

11. SUPERVISOR'S ANNOUNCEMENTS:

- The New York State Department of Environmental Conservation has issued an Open Burning Ban from March 16, 2014 to May 15, 2014. Burn permits will not be issued during this time.



Free Easter Egg Hunt!

Co-sponsored by the Vestal Elks
Saturday, April 12, 2014 - 11:00 AM
Arnold Park, Andrews Rd.
Ages 10 and Under

Enjoy hunting for eggs by age group and visiting with the Easter bunny. Bags are provided. In case of inclement weather check the [Town of Vestal Recreation site](#) for any updates or call the Recreation department at 607-754-3368. Be sure to dress warm and wear boots! The park is always very wet and windy at this time of year.

12. OTHER NEW BUSINESS:

13. OLD BUSINESS:

14. ADJOURNMENT: