

**REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD**  
**APRIL 8, 2015**

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1. **PLEDGE OF ALLEGIANCE:**

2. **APPROVAL OF MINUTES:**

2.1 Motion approving the March 25, 2015 Minutes of the Regular Meeting of the Town Board.

3. **BID OPENINGS:**

4. **PUBLIC HEARINGS:**

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

6. **RESOLUTIONS & MOTIONS:**

6.1 Motion to adopt the **Procedure and Policies Resolution** as related to the NY Rising program:

A RESOLUTION ADOPTING THE PROCEDURES AND POLICIES FOR THE TOWN OF VESTAL FOR THE PROCUREMENT OF GOODS AND SERVICES NECESSARY FOR THE IMPLEMENTATION OF PROJECTS FUNDED BY THE GOVERNOR'S OFFICE OF STORM RECOVERY OF THE NEW YORK STATE HOUSING TRUST FUND CORPORATION

6.2 Motion to adopt the **Citizen Participation Plan** as related to the NY Rising program:

A RESOLUTION TO ADOPT A CITIZEN PARTICIPATION PLAN AS REQUIRED UNDER THE NEW YORK STATE COMMUNITY DEVELOPMENT BLOCK GRANT-DISASTER RECOVERY (CDBG-DR) PROGRAM.

6.3 Motion to approve and the Supervisor to sign the New York State Housing Trust Fund Corporation (HTFC) Governor's Office of Storm Recovery (GOSR) Community Development Block Grant-Disaster Recovery Program (CDBG-DR Program) **Residential Anti-Displacement and Relocation Assistance Certification** as related to the NY Rising program.

6.4 Motion authorizing the Town Attorney to draw the appropriate paperwork awarding the **Floodwall Project to Mancini Associates** at the low bid price of \$263,700. Sufficient funds remain within the 2011 Flood Project to absorb the cost of the floodwall in excess of the amount that the state and federal government will reimburse.

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**6.5** Motion to adopt the following Resolution:

A. The Town Board has been advised that the request for and use of storage trailers on a temporary basis has become a more frequent need for commercial businesses in the Town and

That the Town of Vestal Code Department is increasingly being called upon to review, analyze and report on the desirability and safety of the use of said trailers, the Town Board hereby resolves,

That pursuant to the Town of Vestal Code, Chapter 24 Article II, Division 5, Part A Section 24-73(b) the Town Board is authorized to change Appendix B- "Schedule of Fees" by resolution; that Appendix B is hereby amended to include a new fee under OTHER MISCELLANEOUS FEES "Temporary Storage Trailers" as follows:

**\$50.00 per trailer per month for up to six (6) months in any twelve (12) month period.**

B. That the Town Board has delegated to the Zoning Board of Appeals of the Town of Vestal, the authority to review applications for variances to the Town sign ordinance; said variance requests require additional time and resources to be dedicated to their appropriate review.

Accordingly, it is hereby resolved that the Town Code Appendix B Schedule of Fees – All Signs is hereby amended to include:

**Sign Variance applications \$50.00 per sign.**

**6.6** Motion to enter into a **Gateway Sign Special Permit Agreement** with **Community Electronic Informational Signage** regarding a Special Permit as approved on February 10<sup>th</sup>, 2015 R039-15 for a gateway sign located at **912 Vestal Parkway East, BCTMP #157.19-3-1.2.**

**6.7** Motion to issue a **Special Permit**, as required by Chapter 24, Article V, Division 3, Section 24-387, allowing **Nirchi's Restaurant**, 3916 Vestal Parkway East, BCTMP #159.09-2-21, to place one storage trailer at the store location (as shown on the submitted map) from now until October 2015. At least one hand-held 2 1/2 pound fire extinguisher is to be mounted in the box. The Board has reviewed the submitted Short Environmental Assessment Form under SEQRA and finds it acceptable. This permit will be immediately rescinded if the specified conditions are not adhered to.

**6.8** Motion to issue a **Special Permit**, as required by Chapter 24, Article V, Division 3, Section 24-387, allowing **Refabulous Furnishings**, 2231 Vestal Parkway West, BCTMP #172.14-1-5, to place one storage trailer at the store location (as shown on the submitted map) from now until July 2016. At least one hand-held 2 1/2 pound fire extinguisher is to

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be mounted in the box. The Board has reviewed the submitted Short Environmental Assessment Form under SEQRA and finds it acceptable. This permit will be immediately rescinded if the specified conditions are not adhered to.

**7. CONSENT AGENDA**

**7.1 PUBLIC WORKS: Majewski/Fitzgerald**

**7.1-1** Authorization for the **Town Attorney to advertise** on April 15, 2015 for **Highway Department Truck Equipment** with the bid opening to be Tuesday April 21, 2015 at 2:00 PM in the Town Clerk's Office.

**7.2 FINANCE: Agneshwar/Messina**

**7.2-1 Receive and File:**

- **Warrant Reports:** 2015-13, 2015-13M, 2015-14, 2015-14A, 2015-14E
- **Town Clerk Monthly Report – March 2015** – Local Shares Remitted \$5,372.40

**7.2-2** Authorization to pay **\$2,450.00 to Town Attorney David Berger for Billable Hours** for the period March 1, 2015 through March 31, 2015. Tax Cases were 8 hours/55 minutes and other cases were 7 hours/25 minutes.

**7.3 PERSONNEL: Fitzgerald/Majewski**

**7.3-1** Authorization for the Town Supervisor to sign the SECTION 211 APPLICATION, Application for Pension Waiver to Section 211 of the New York State Retirement and Social Security Law (CSC-1 2/13L), as the Appointing Authority to certify the information provided is true and correct to the best of his knowledge.

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

**7.5 PUBLIC SAFETY: Majewski/Agneshwar**

**7.6 ADMINISTRATION: Messina/Agneshwar**

**7.6-1** Authorization for Museum Director Ramona Kacyvenski to accept the **2015 Broome, Chenango, & Otsego Decentralization (DEC)** grant in the amount of \$2000.00 and an additional \$500 from the Stewart W. & Willma C. Hoyt Foundation for a total of \$2500 to be used toward the *Vestal Museum Summer Bluegrass Series*.

**7.7 RECEIVE AND FILE:**

- **NOTICE** that a Public Hearing will be held on April 16, 2015 at 5:00 p.m. in the Broome County Legislative Chambers, Sixth Floor, Edwin L. Crawford County Office Building, Binghamton, New York pursuant to Section 303 of Article 25-M of the New York State Agriculture and Markets Law, on the

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question of including agricultural parcels in certified Broome County  
Agricultural Districts in various towns In the County of Broome, New York, by  
the Broome County Legislature.

**END OF CONSENT AGENDA**

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

9. **PETITIONS & PROTESTS:**

10. **SUPERVISOR'S ANNOUNCEMENTS:**

- The NYS Department of Environmental Conservation (DEC) has an open burning ban policy in place until May 14<sup>th</sup>. Burn permits will not be issued during this time.

11. **OTHER NEW BUSINESS:**

12. **OLD BUSINESS:**

13. **ADDITIONAL PUBLIC COMMENTS:**

14. **ADJOURNMENT:**

