

**REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD**  
**September 30, 2015**

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

**1. PLEDGE OF ALLEGIANCE:**

**2. APPROVAL OF MINUTES:**

**2.1** Motion approving the **September 16<sup>th</sup>, 2015 Minutes of the Regular Meeting of the Town Board.**

**3. BID OPENINGS:**

**4. PUBLIC HEARINGS:**

**4.1** Public Hearing regarding **Local Law “F” of the Year 2015** entitled “*A Local Law to override the tax levy limit established in General Municipal Law 3-C.*”

**A local law to override the tax levy limit established in General Municipal Law 3-c**

**Section 1. Legislative Intent**

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Vestal pursuant to General Municipal Law § 3-c, and to allow the Town of Vestal to adopt a budget for the fiscal year 2016 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

**Section 2. Authority**

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax cap by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

**Section 3. Tax Levy Limit Override**

The Town Board of the Town of Vestal, County of Broome is hereby authorized to adopt a budget for the fiscal year 2016 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law § 3-c.

**Section 4. Severability**

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

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

**6. RESOLUTIONS & MOTIONS:**

**6.1** Motion authorizing the Comptroller to transfer \$20,000 from Special Paving D5112.2151 to Black Top and Road Patch Material D5110.4317.

**6.2** Motion authorizing the Water & Wastewater Superintendent Scott Groats to hire **Casey Roberts** and **Andrew Deer** as Laborers in the Water & Wastewater Department effective October 5, 2015 at the Operating Engineer rate of \$14.22/hour.

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**7. CONSENT AGENDA**

**7.1 PUBLIC WORKS: Majewski/Fitzgerald**

**7.1-1** Authorization for the **Town Attorney to advertise** on October 21, 2015 seeking bids for **Water Meters** for the Water Department to be opened on November 2, 2015 at 2:00 pm in the Town Clerks office.

**7.2 FINANCE: Agneshwar/Messina**

**7.2-1 Receive and File: Warrant Reports 2015-38, 2015-38E, 2015-38L**

**7.2-2** Authorization for the Town Comptroller to **close the completed capital projects** effective October 14, 2015 and transfer unexpended fund balances to the respective debt service fund (ref. memo dated 9/24/15).

**7.2-3** Authorization to execute a renewal agreement with **Lifetime Benefits** for basic dental coverage. On October 1, 2015, the administrative fee on the plan will increase by 2.5% to \$2.82 per subscriber per month.

**7.3 PERSONNEL: Fitzgerald/Majewski**

**7.3-1** Authorization to re-appoint **Carl Winterberger** to the **Board of Assessment Review** effective October 1, 2015. This term is to expire September 30, 2020.

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

**7.5 PUBLIC SAFETY: Majewski/Agneshwar**

**7.5-1** Authorization for the **Golden Circle of Bands** to use the library parking lot for additional parking on October 17, 2015 from 2:00 PM until midnight, for the **31<sup>st</sup> Golden Circle of Bands**. In addition, the request is for parking lot lights to remain on from dusk until midnight to allow for event cleanup. An Indemnification Agreement is to be signed.

**7.6 ADMINISTRATION: Messina/Agneshwar**

**7.7 RECEIVE AND FILE:**

- Communication from Kerri Petrzala - Received September 29, 2015 Regarding Issue with Code Enforcement
- Fire Advisory Board Meeting Minutes – August 17, 2015

**END OF CONSENT AGENDA**

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

9. **PETITIONS & PROTESTS:**

10. **SUPERVISOR'S ANNOUNCEMENTS:**

11. **OTHER NEW BUSINESS:**

12. **OLD BUSINESS:**

At the Work Session on Monday, September 28, 2015, a resolution was adopted as follows:

**R216-15** On a motion of Fire Commissioner Messina, seconded by Fire Commissioner Agneshwar, the following resolution was

**ADOPTED** Ayes 4 Agneshwar, Fitzgerald, Messina, Schaffer  
Nays 1 Majewski

Resolved to **adopt the 2016 Proposed Vestal Fire District Budget** (including the Foam District) with total appropriations of \$1,200,887.00.

13. **ADDITIONAL PUBLIC COMMENTS:**

14. **ADJOURNMENT:**

