

**VESTAL TOWN BOARD MEETING AGENDA
MAY 22, 2013**

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

1. **PLEDGE OF ALLEGIANCE:**

DONATION FROM THE "FRIENDS OF THE LIBRARY"

Library Representative Jim Love

DONATION TO THE RECREATION DEPARTMENT

VILMA BYRNE

2. **APPROVAL OF MINUTES:**

2.1 Motion approving the Minutes of the May 8th, 2013 Regular Town Board Meeting.

3. **BID OPENINGS:**

4. **PUBLIC HEARINGS:**

4.1 Public Hearing regarding the Petitions for the Establishment of

CONSOLIDATED WATER DISTRICT NO. 1, EXTENSION NO. 194

and

CONSOLIDATED SEWER DISTRICT NO. 1, EXTENSION NO. 155

PETITIONER: Tari L. Grant

B.C.T.M.P.: 175.15-2-12.11

ADDRESS: 1405 Campus Drive

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

6. **RESOLUTIONS & MOTIONS:**

An issuance of a Negative Declaration of SEQR is required prior to the approval of the following Resolution:

6.1 Motion to adopt a Resolution authorizing the **granting of two easements, one permanent and one temporary to Cerasaro Roma & Roma, LLC** as follows:

Whereas the owners of property located at Castle Gardens Road, Tax Map #172.08-1-10 has prepared two easements to clarify placement of property lines between the Town and Cerasaro Roma & Roma, LLC.

Whereas the Town Board has examined said instruments and finds the consideration described therein to be fair and reasonable.

It is resolved that the **Town does hereby grant two easements to Cerasaro Roma & Roma, LLC**, in accordance with terms and conditions contained in said instruments and directs that the same be recorded in the Broome County Clerk's Office at the expense of Cerasaro Roma and Roma, LLC.

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6.2 Motion to adopt a Resolution approving the request of **MSquared, LLC** to hold an event at the **Vestal Rail Trail** called *The Vestal Festival* to be held on **July 19, 2013 at 5:00 pm through July 20th, 2013 at 5 pm.**

This approval shall include the closing of the Rail Trail for the evening of July 19, 2013 for a relay race and/or possibly a pony/horse riding attraction.

This approval is subject to the following conditions:

1. Liability Insurance in a form acceptable to the Town in an amount of not less than \$1,000,000 naming the Town, its employees, agents and servants as insured parties against personal injuries, including public liability.
2. An Emergency Services plan to be approved by the Town Board Public Safety Committee.
3. MSquared, LLC shall be responsible for any and all damages or losses to any Town property and will keep the Rail Trail free of litter and must check and clean the area following the event.
4. Any vendors who are approved to participate in this event must obtain all of the required permits from the Town Clerk and/or other regulating agencies.

6.3 Motion by the Board of Fire Commissioners authorizing the Town Attorney to **advertise on June 5, 2013** for bids to be received for the **Rescue 32-1 Project** to be opened on June 28, 2013 at 2 pm in the Town Clerk's office.

7. CONSENT AGENDA

7.1 PUBLIC WORKS: Milkovich/Majewski

7.1-1 Authorization to award the bid for **Water Analysis** (laboratory testing) to the lowest bidder as follows:

Benchmark Analytics, Inc.

2566 Pennsylvania Ave.

Sayre, PA. 18840

Bid Price: \$40,102.17

7.1-2 Authorization to award the bid for **Pipe Bursting** as follows:

Jones Specialty Services Group

183 Corporate Drive

Binghamton, N.Y. 13904

Bid amount \$383,830.00

The contract shall be for one year with the option to extend an additional 3 years.

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7.1-3 Authorization to award the following projects to the lowest bidders as follows:

Cortland Drive Sanitary Sewer Replacement to

Vacri Construction

1 Brick Avenue

Binghamton, N.Y. 13901 Total: \$37,400.00

Vestal Parkway East Water Main Replacement to

Vacri Construction

1 Brick Avenue

Binghamton, N.Y. 13901 Total: \$42,900.00

George Street Water Main Replacement to

Vacri Construction

1 Brick Avenue

Binghamton, N.Y. Total: \$25,300.00

Lewis Street Water Main Replacement to

Vacri Construction

1 Brick Avenue

Binghamton, N.Y. 13901 Total: \$30,800.00

Katherine Lane Water Main Replacement to

Vacri Construction

1 Brick Avenue

Binghamton, N.Y. 13901 Total: \$30,800.00

7.1-4 Authorization to reduce the **sewer portion of utility bill of 349 Birch Street** in the amount of **\$507.52 (104,000 gal.)**. This residence was broken into on April 10, 2013 while the owner of the property was in Florida and the copper pipes were stolen but the water was left on causing significant water damage and high water consumption. The water did not go into the town's sanitary sewer system.

7.1-5 Authorization to reduce the **sewer portion of utility bill** for the residence at **323 Torrance Avenue** in the amount of **867,000 gallons**. The cause of the high water/sewer consumption was a ruptured solder joint in an upstairs bathroom. The amount of the sewer reduction is **\$4230.96**. The water did not go into the town's sanitary sewer system.

7.2 **FINANCE: Marnicki/Fitzgerald**

7.2-1 **Receive and File: Warrant Reports** – 2013- 18, 18E, 19, 19E, 20, 20B, 20E

7.3 **PERSONNEL: Majewski/Marnicki**

7.3-1 Authorization for the Water Superintendent to approve the **hiring of Samuel Warner as summer help** at a rate of \$8.25 per/hour with a start date of May 28, 2013. The budget line to be used is W8340-1034. Additionally, a budget transfer of \$5000.00 from W8310-2240 is approved.

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7.4 PLANNING & ZONING: Fitzgerald/ Milkovich

7.5 PUBLIC SAFETY: Marnicki/Fitzgerald

7.5-1 Approval to accept **Michael Behr** as a member of the Vestal Fire Department at Company #4.

7.6 ADMINISTRATION: Majewski/Milkovich

7-6.1 Authorization to issue keys to our remote site locations to Plexicomm allowing them to service the communication towers at the following sites:

Andrews Tower	Coal House	Castle Gardens	Well 42
Sheedy Booster	West Hill	Ross Hill	

7-6.2 Authorization for the **Comptroller to transfer \$5752.97** from **contingency line** to **A5132.2100 line** to purchase the Highway Department Security Camera System as approved for purchase on April 24, 2013 (R112-13).

7.7 RECEIVE AND FILE:

❖ MS4 Stormwater Annual Report – MS4 Municipal Compliance Certification (MCC) Form for Period Ending March 9, 2013.

END OF CONSENT AGENDA

8. COMMITTEE CHAIR COMMENTS AND UPDATES:

9. PETITIONS & PROTESTS:

10. ADDITIONAL PUBLIC COMMENTS:

11. SUPERVISOR'S ANNOUNCEMENTS:

Museum Events:

- ❖ Kids summer garden projects planned; June 8, July 13, Aug 10. Free
- ❖ Museum doing NY State "Pathways through History" June 1, 2, 8, 9. Special hours. Free

Friends of the Vestal Public Library

Book Sale

Saturday, June 1, 2013 - From 9:00 am to 2:00 pm
The \$3.00 bag sale starts at 1:00 pm.

FRIENDS YOGA @ the Library

Every Friday Evening - 5:00-6:00 pm - Chair yoga - Donations accepted
6:00-7:30 pm - Yoga class - \$5.00

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12. OTHER NEW BUSINESS:

13. OLD BUSINESS:

At the May 20th, 2013 Town Board Work Session the following motion was adopted:

R145-13 On a motion of Councilman Majewski, seconded by Councilman Marnicki, the following resolution was

ADOPTED Ayes 5 Majewski, Fitzgerald, Milkovich, Marnicki, Schaffer
Nays 0

Resolved to **rescind Resolution 133-13*** and adopt a Resolution supplementing the Bond Resolution (R365-12) dated December 12, 2012 authorizing, subject to **Permissive Referendum**, the issuance of an **additional \$150,000 bonds** of the Town of Vestal, Broome County, New York, to pay a portion of the cost of the purchase of equipment for construction and maintenance purposes, in and for said Town.

*(**R133-13** was approved on May 8, 2013 but was not advertised within a required deadline.)

14. ADJOURNMENT:

