

# REGULAR MEETING AGENDA OF THE VESTAL TOWN BOARD

December 9, 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 **November 18, 2015 Minutes of the Regular Meeting of the Town Board.**

3. **BID OPENINGS:**

3.1 Sealed bids received for **Paving of Parking Lots of Fire Stations 1, 2 and 3** were received and opened on Wednesday December 9, 2015 at 2:00 PM in the Town Clerk's Office. The results were forwarded to the Fire Department for review and recommendation.

4. **PUBLIC HEARINGS:**

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

6. **RESOLUTIONS & MOTIONS:**

6.1 Motion to authorize Police Chief John Butler to fill a recently created vacancy by hiring **Lucas Shaw**, a transferring Police Officer, effective January 4, 2016, at the base rate of pay of \$68,527.00 pursuant to the PBA Collective Bargaining agreement.

6.2 Motion to adopt the following: **RESOLUTION ADOPTING AN ORDER ESTABLISHING TRAFFIC REGULATIONS PURSUANT TO SECTION 1660 (a) 1. OF THE NEW YORK STATE VEHICLE & TRAFFIC LAW**

NOW, THEREFORE, BE IT RESOLVED that the following regulation is hereby established:

Two '**STOP**' signs shall be erected at the **intersection of Main Street and Meeker Road** on a temporary basis.

One on the North East corner and one on the South West corner making this a 4-way stop.

6.3 Motion to approve the request from William Safarik, Race Director of Dick's Sporting Goods Greater Binghamton Marathon, to stage the **Greater Binghamton Marathon** on **September 18, 2016** partially within the Town of Vestal as set forth in the course map provided in his memo of November 24, 2015, and further provided that:

- 1) The Greater Binghamton Marathon will pay for all of the costs of police protection, including salaries and overtime for the Vestal Police Department,
- 2) Satisfactory liability coverage is provided naming the Town of Vestal as an additional insured.

6.4 Motion authorizing **Iota Theta Lambda**, a local chapter of the Alpha Phi Alpha Fraternity, to use the library parking lot on May 21, 2016 for a Chicken Barbeque fundraiser in support of scholarships to area high school students.

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**6.5** Motion authorizing **LEAH Guardians Homeschool Soccer Program** to use the library parking lot on December 23, 2015 for a Doug’s Fish Fry fundraising event.

**6.6** 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:

860 Old Vestal Road LLC vs. The Assessor of the Town of Vestal, New York, and the Town of Vestal, New York Index No. 2011-1928 and 2012-1890 and 2013-1804, and 2014-1897 and 2015-2101 as follows:

1. For tax year 2011/2012, the total assessment on VJNH at 860 Old Vestal Road (157.58-2-6) shall remain unchanged at \$2,627,300
2. For tax year 2012/2013, the total assessment on 860 Old Vestal Road (157.58-2-6) shall be reduced from \$2,627,300 to \$300,000
3. For tax year 2013/2014, the total assessment on 860 Old Vestal Road (157.58-2-6) shall be reduced from \$2,627,300 to \$300,000
4. For tax year 2014/2015, the total assessment on 860 Old Vestal Road (157.58-2-6) shall be reduced from \$2,627,300 to \$250,000
5. For tax year 2015/2016, the total assessment on 860 Old Vestal Road (157.58-2-6) shall be reduced from \$2,627,300 to \$200,000

Roll Year	Assessment	FMV	STIP AV	Change in AV From Prior Year	School Tax	Town / County Tax	Town Refund
2015-16	\$2,627,300	\$2,627,300	\$200,000	-\$2,427,300	\$59,538.59	N/A	N/A
2014-15	\$2,627,300	\$2,627,300	\$250,000	-\$2,377,300	\$59,733.31	\$35,743.35	\$10,790.24
2013-14	\$2,627,300	\$2,627,300	\$300,000	-\$2,327,300	\$58,150.56	\$34,895.21	\$ 9,978.71
2012-13	\$2,627,300	\$2,627,300	\$300,000	-\$2,327,300	\$55,855.87	\$34,255.41	\$ 9,696.50
2011-12	\$2,627,300	\$2,627,300	\$2,627,300	0	0	0	0

\* Town = General and Highway

**TOTALS**      **\$30,465.45**

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: Majewski/Fitzgerald**

**7.2 FINANCE: Agneshwar/Messina**

**7.2-1 Receive and File:**

- **Warrants:** 2015- 47, 2015-47E, 2015-47L, 2015-49, 2015-49E
- **Town Clerk Monthly Report:** November 2015, Local Shares Remitted: \$4,405.83

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- **Comptroller’s Monthly Report:** November 2015

**7.2-2** Authorization for the Business Office to remit **\$5,250.00** to **Michael Heenan**, Liverpool, NY, for depositions regarding the **Hicks vs. TOV** case.

**7.2-3** Authorization for the Business Office to remit **\$370.00** for the 2016 membership to the **Greater Binghamton Chamber of Commerce**.

**7.2-4** Authorization for Deputy Town Comptroller Pam Fitzgerald to make **Budget Transfers**, effective 8/26/15 thru 11/18/15, as attached to her memo to the Town Board dated November 18, 2015.

**7.2-5** Authorization for the Business Office to remit **\$675.00** to **Town Attorney David Berger** for November billable hours: 4.5 hours at \$150/hour.

**7.3** **PERSONNEL: Fitzgerald/Majewski**

**7.3-1** Authorization for **Tax Receiver Debra Wallace to hire staff** for the Tax Office, as per her attached chart, for the period December 22, 2015 through April 17, 2016:

NAME	TITLE	HOURLY RATE	ANTICIPATED EMPLOYMENT DATES
Debra Jennings	Deputy Receiver of Taxes	\$10.00	12/22/15—4/17/16 It is anticipated she will work 2 days in December (to get bills ready to mail) and then as needed in 2016 through 4/17/16
Christa Reese	Part Time Clerk	\$9.06	12/23/15—3/31/16 It is anticipated she will work as needed
Heather Jennings	Part Time Clerk	\$9.06	12/23/15—12/31/15 It is anticipated she will work 2 days in December 2015 (to get bills ready to mail)
Sarah Wallace	Part Time Clerk	\$9.06	12/23/15—12/31/15 It is anticipated she will work 2 days in December 2015 (to get bills ready to mail)
Rachel Wallace	Part-Time Clerk	\$9.06	12/23/15—12/31/15 It is anticipated she will work 2 days in December 2015 (to get bills ready to mail)

**7.3-2** Authorization for Comptroller Laura McKane to allow Sr. Account Clerk for Payroll **Vinnie Griggs to carry over an additional 26.25 hours of vacation** into 2016.

**7.3-3** Approval of the following **Conservation Advisory Committee** appointments:

- Re-appoint **Curt Pueschel, Cynthia Westerman and Victor Lamoureux** to the Conservation Advisory Committee effective January 1, 2016 for terms to expire on December 31, 2017.
- Appoint **Philip Grayson** to the Conservation Advisory Committee, effective December 14, 2015, to fill an unexpired term. This term is to expire December 31, 2016.

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- Appoint **Adam Flint** to the Conservation Advisory Committee and as the Town's representative on the Broome County Environmental Management Council effective January 1, 2016 for terms to expire on December 31, 2017.

**7.3-4** Authorization to re-appoint **Mary Joggerst** to the **Recreation Commission**, effective January 1, 2016, for a term to expire December 31, 2022.

**7.3-5** Approval of the following **Historic Preservation Commission** appointments:

- Appoint **Paul Deeley** to the Historic Preservation Commission, effective January 1, 2016, for a term to expire December 31, 2019.
- Appoint **Brian Weisse** to the Historic Preservation Commission, effective January 1, 2016, for a term to expire December 31, 2019.
- Re-appoint **Margaret Hadsell** to the Historic Preservation Commission, effective January 1, 2016, to a currently vacant position for a term to expire December 31, 2016.

**7.3-6** Authorization to re-appoint **Gordon Allen** to the **Library Board of Trustees**, effective January 1, 2016, for a term to expire December 31, 2020.

**7.3-7** Approval of the following **Zoning Board of Appeals** appointments:

- Re-appoint **Paul Houle** as a member of the Zoning Board of Appeals, effective January 1, 2016, for a term to expire on December 31, 2020.
- Re-appoint **Eugene Burns** as an alternative member of the Zoning Board of Appeals, effective January 1, 2016, for a term to expire December 31, 2020.

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

**7.4-1** Authorization for the Town Attorney to publish a *Notice of Public Hearing* for **proposed Local Law D of the Year 2015**, a local law to rezone **4109 Vestal Road, Vestal NY, BCTM#159.09-1-17**, from Transitional Office (TO) to Multiple Residence (RC). The notice is to be published on December 9, 2015 with the Public Hearing to be held on December 16, 2015. This resolution rescinds R236-15 of October 28, 2015.

**7.5** **PUBLIC SAFETY: Majewski/Agneshwar**

**7.6** **ADMINISTRATION: Messina/Agneshwar**

**7.6-1** Authorization for Town Supervisor Schaffer to sign a Travel Grant Application for Museum Director Ramona Kacyvenski to attend a Museum Association of NY Conferences in 2016.

**7.6-2** Request from Recreation Planner Sue Jastran to **accept a \$1,000.00 donation from Saint Paul's Episcopal Church – Bernice Gould Memorial**

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**Fund.** This grant is to be used for a new commercial grade hot water heater for the Vestal Memorial Pool.

**7.7 RECEIVE AND FILE:**

- Notice that **CopperTop (Tavern) Vestal, LLC** will be applying for a liquor license at 4700 Vestal Parkway, Vestal, New York.

**END OF CONSENT AGENDA**

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

**9. PETITIONS & PROTESTS:**

**10. SUPERVISOR'S ANNOUNCEMENTS:**

- **Christmas at the Vestal Museum! Sunday December 20<sup>th</sup> 10-2 pm**  
Free family portraits with Santa, our vintage sled, and the beautiful green and red museum! Food, drinks and Christmas goodies! Free! Enjoy the holiday decorations at the museum and our Members showcase! 328 Vestal Parkway East, 748-1432  
[vmuseum@vestalny.com](mailto:vmuseum@vestalny.com)
- **December 16, 2015** – Public Hearing regarding proposed **Local Law “D” of the Year 2015** entitled: “A Local Law Rezoning 4109 Vestal Parkway East, Vestal, New York (BCTMP # 159.09-1-17) from TO “Transitional Office” to RC “Multiple Residence”

**11. OTHER NEW BUSINESS:**

**12. OLD BUSINESS:**

**13. ADDITIONAL PUBLIC COMMENTS:**

**14. ADJOURNMENT:**

