

REGULAR MEETING OF THE VESTAL TOWN BOARD
OCTOBER 14, 2015

The Regular Meeting of the Town Board of the Town of Vestal, County of Broome and the State of New York was held at the Town Hall, 605 Vestal Parkway West, Vestal, New York on October 14, 2015.

TOWN BOARD PRESENT:

Supervisor John Schaffer
Councilman Majewski
Councilwoman Fitzgerald
Councilwoman Messina
Councilwoman Agneshwar

ALSO ATTENDING: Town Attorney David Berger, Town Clerk Emil Bielecki, 1st Deputy Town Clerk Kathie Young and 12 members of the general public.

The Supervisor called the Regular Meeting to order at **6:00 PM**, welcomed everyone and asked that all present join in the PLEDGE OF ALLEGIANCE:

APPROVAL OF MINUTES

On a motion of Councilwoman Messina, seconded by Councilwoman Agneshwar, the following resolution was

ADOPTED Ayes 5 Majewski, Fitzgerald, Agneshwar, Messina, Schaffer
Nays 0

Resolved the Minutes of the Regular Meeting on September 30th, 2015 are approved.

BID OPENINGS

Greenway Signage Project - Two Rivers Greenway Signs PIN 9753.89

The Supervisor offered *Proof of Posting* and *Affidavit of Publication* regarding the **Greenway Signage Project-Two Rivers Greenway Signs PIN 9753.89**. The sealed proposals were opened on Monday, October 12, 2015 with the results as follows:

	<u>Bid Received</u>		<u>Bid Received</u>
Saxton Sign Corp.	\$442,456.02	PROCON Construction	\$388,000.00
1320 Route 9		P.O. Box 1037	
Castleton, NY 12033		Vestal, NY 13850	

PRIVILEGE OF THE FLOOR (Agenda Items Only)

A speaker commented on several agenda items as follows:

- The amount of the bid for the greenway signage project is outrageously high.
- Did the Town solicit other quotes for the insurance for retirees?

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- Why would we want to purchase the old Lourdes building? The building has been on the market for 3 years and it's obvious that no one wants it.
- The Town continues to pay legal expenses for lawsuits that we should not be in.

Supervisor Schaffer noted that the Town compared rates from 3 companies for the supplemental insurance for retirees. The cost of the greenway signage project was determined through a competitive bidding process and it will be shared by a number of participating municipalities. Councilman Majewski stated that the lawsuit to which the speaker refers is against the Town and has to be defended.

RESOLUTIONS & MOTIONS

MVP - Medicare Advantage

R225-15 On a motion of Councilman Majewski, seconded by Councilwoman Agneshwar, the following resolution was

ADOPTED Ayes 5 Majewski, Fitzgerald, Agneshwar, Messina, Schaffer
Nays 0

Resolved to adopt the following Resolution:

Whereas the Town of Vestal sought proposals from *Medicare Advantage* health insurance carriers to replicate coverage currently provided to Medicare eligible retirees, and

Whereas quotes were received with one carrier able to provide similar benefits at a considerably lower monthly cost than the current carrier,

Resolve to contract with MVP effective January 1, 2016 to provide coverage to New York and Vermont residents at a cost of \$350.30 per month and to residence of all other states at a cost of \$383.90 per month.

This resolution is contingent upon MVP providing satisfactory responses to concerns of the Board at a meeting to be scheduled later this month.

Eliminate Part-Time PC LAN Tech Position

R226-15 On a motion of Councilwoman Messina, seconded by Councilwoman Agneshwar, the following resolution was

ADOPTED Ayes 5 Majewski, Fitzgerald, Agneshwar, Messina, Schaffer
Nays 0

Resolved to **eliminate the part time PC LAN Tech** position in the IT Department effective at the close of business on Friday, October 16, 2015.

NY Rising/1020 Vestal Parkway East Relocation Project

Councilwoman Agneshwar stated that there has been no study done and there are no meaningful cost estimates for the entire cost of this project.

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A motion was made by Councilwoman Agneshwar, seconded by Councilman Majewski, to amend the resolution by deleting the sentence: *Presently, the estimated cost to purchase and do the modification is at \$3,975,000.* **The motion to amend was carried by a vote of 5 Ayes and 0 Nays.**

R227-15 On a motion of Councilman Majewski, seconded by Supervisor Schaffer, the following **resolution, as amended**, was

ADOPTED

Ayes 5 Majewski, Fitzgerald, Agneshwar, Messina, Schaffer
Nays 0

Resolved to adopt the following Resolution regarding **NY Rising/1020 Vestal Parkway East relocation project**:

The Town of Vestal is interested in working with NY Rising with regards to the relocation of the Vestal Emergency Squad, Vestal Police and Vestal Court to the old Lourdes building at 1020 Vestal Parkway East. The Town agrees to provide funding to cover all cost for a complete project in the amount needed which exceed the funding level provided through NY Rising. Presently, the estimated funds that will be available from NY Rising are \$2,300,000.

The Town understands that the other previously selected projects included in the NY Rising Community Reconstruction Plan will no longer be funded. These projects include: Doris Ave storm drainage, Fire Station #1 flood proofing, Hawthorne Street storm drainage, Stair Park storm water detention facility.

Advertise Public Hearing for Local Law C of the Year 2015

R228-15 On a motion of Councilwoman Messina, seconded by Councilwoman Agneshwar, the following resolution was

ADOPTED Ayes 5 Majewski, Fitzgerald, Agneshwar, Messina, Schaffer
Nays 0

Resolved to authorize the Town Attorney to publish a Notice of Public Hearing for **Local Law C of the Year 2015**: *A Local Law to Amend the Code of the Town of Vestal Sections 18-24, 23-42, and 23-45 concerning requirements to extend Town utilities across the frontage of private properties.* The notice is to be published on October 28, 2015 with the Public Hearing to be held on November 18, 2015.

Amend Codee Department Permit and Application Fee Schedule

R229-15 On a motion of Councilwoman Messina, seconded by Councilwoman Agneshwar, the following resolution was

ADOPTED Ayes 5 Majewski, Fitzgerald, Agneshwar, Messina, Schaffer
Nays 0

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Resolved to adopt the **Code Department Permit and Application Fee Schedule**, as amended through October 13, 2015. This schedule is effective as of January 1, 2016.

CONSENT AGENDA

On a motion of Councilwoman Agneshwar, seconded by Councilman Majewski, the following resolution was

ADOPTED Ayes 5 Majewski, Fitzgerald, Agneshwar, Messina, Schaffer
Nays 0

Resolved the **Consent Agenda** is approved as follows:

PUBLIC WORKS: Majewski/Fitzgerald

Payment to Allis Development for Emergency Repair Work

R230-15 Authorization for the Business Office to remit payment to **Allis Development in the amount of \$7,240** for an emergency repair of a 4' creek storm pipe that runs across Murray Hill Road through the Chabad House parking lot. The repair work will be paid out of the Consolidated Local Street and Highway Improvement Program (CHIPS) funds.

FINANCE: Agneshwar/Messina

Receive and File:

- **Warrant Reports** – Warrants: 2015-40, 2015-40E, 2015-41, 2015-41E
- **Town Clerk Monthly Report** – September 2015 - Total Local Shares Remitted: \$5,598.69
- **Comptroller's Monthly Report** – September 2015

Billable Hours to Town Attorney

R231-15 Authorization to pay Town Attorney David Berger for September 2015 billable hours in the amount of \$237.50. Total time was 1 hour 35 minutes.

Remit Payment to U.S. Legal Support

R232-15 Authorization for the Business Office to remit payment in the amount of **\$980.65 to U.S. Legal Support** for transcripts of Lt. Gerald Mullins and Chief John Butler in the Hicks v. Town of Vestal litigation.

Contract Renewal with CMA

R233-15 Authorize Town Supervisor to sign a 3 year renewal agreement with **Communication Management Associates (CMA)** to promote the lease/license of Town of Vestal properties and rights of way for wireless communication.

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PERSONNEL: Fitzgerald/Majewski

Increase Hourly Rate for Police Interpreter Services

R234-15 Authorization to increase retired Sgt. John Mestre's hourly rate to \$35.00 per hour when called to the station to provide services as an investigative Hispanic interpreter. His services are used infrequently and are paid out of line A3120-4000 (professional services).

PUBLIC SAFETY: Majewski/Agneshwar

Standardize Hose Brand for Fire Department

R235-15 Authorization to standardize the brand of hose used by the Vestal Fire Department to *All-American Snap-Tite HFX Hose* with Storz Connection for all sizes of hose, as outlined in a memo to the Board of Fire Commissioner dated September 28, 2015.

END OF CONSENT AGENDA

SUPERVISOR'S ANNOUNCEMENTS

- A **Public Hearing** on the **Proposed 2016 Budget of the Vestal Fire District** will be held at the Vestal Town Hall on Tuesday, October 20, 2015 at 6:00 PM.

ADDITIONAL PUBLIC COMMENTS

A speaker stated that he supports the plan to purchase the Lourdes building. It is a well-built building and would solve the Town's needs for additional space.

A speaker complained that the Board approves items without checking whether they are good for the Town, using the purchase of a vehicle from the Emergency Squad and the sale of a BMW from the Police Department as examples.

Supervisor Schaffer responded that the EMS vehicle was acquired to settle a financial issue and gave us a needed vehicle for the police SWAT team and the BMW was acquired for free through a drug seizure. We used the vehicle for a number of years and gained over \$8,000 from the sale.

ADJOURNMENT

On a motion of Councilwoman Messina, seconded by Councilman Majewski, the meeting was adjourned at 6:25 PM. Carried unanimously.

Approved by _____

Emil J. Bielecki, Town Clerk