

Regular Meeting of the Vestal Town Board July 27, 2016

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, NY on July 27, 2016.

TOWN BOARD PRESENT:

Supervisor 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 11 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 Councilman Majewski, 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 July 13, 2016 are approved.

PRIVILEGE OF THE FLOOR

A speaker complained that the Assessor's office has not processed his 467 Form, requesting a Senior Citizen reduction in his property taxes based on income. This has been going on since February and it requires a response within one week of submittal. Also, he would like more information about the new police officers and how the Police Department handled the promotions as well as an explanation about the bid award for the fire truck.

RESOLUTIONS & MOTIONS

TABLED - Variance for Vestal Park, LLC Project

A motion was made by Councilman Majewski, seconded by Councilwoman Agneshwar, to grant **Vestal Park, LLC Project Manager John Nicolich a variance** to Chapter 24-726 subpart (f) paragraph 3b to exceed fifty decibels for nighttime work to replace an existing sanitary sewer line only, located in the main access drive between Five Guys and Ebishura, during the hours of 11:00PM to

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7:00AM due to the heavy traffic and pedestrian egress. The duration of the sewer main replacement and the asphalt replacement will be about 10 days.

Councilman Majewski stated that the required SEQR form was not submitted by the applicant; therefore, the variance cannot be acted upon at this time.

On a **motion to table** by Councilman Majewski, seconded by Councilwoman Agneshwar, the above resolution was

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

Highway to Participate in National Night Out

Supervisor Schaffer does not feel this motion needs to go before the Town Board because the action is within the control of the Highway Superintendent.

Town Attorney David Berger advised that this is not a normal activity of the Highway Department and approving this activity could provide additional liability protection.

R174-16 On a motion of Councilman Majewski, seconded by Councilwoman Agneshwar, the following resolution was

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

Resolved to authorize Highway Superintendent Rocco Turdo to send a truck and an employee to the *Town of Vestal (19th Annual Cruise in) National Night-Out* on Tuesday, August 2nd at Target Plaza.

Vestal Police Department Employee Hires and Promotions

Supervisor Schaffer stated that the three new officers were the top scorers on the Civil Service list. All of them are from Vestal and will be attending the training academy in Elmira. All of the applicants for the promotions were interviewed by the Police Department and the Board backs the selected officers.

R175-16 On a motion of Councilman Majewski, seconded by Councilwoman Messina, the following resolution was

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

Resolved to authorize Police Chief John Butler to hire and promote as follows:

- Authorization for the Police Department to fill a vacancy by hiring **Devin Mullins** as a Police Officer, effective August 8, 2016. Per the collective

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bargaining agreement the rate of pay will be \$47,635. Such authorization is conditional on successfully completing the required psychological exam, physical exam and drug test.

- Authorization for the Police Department to fill a vacancy by hiring **Ryan Gorman** as a Police Officer, effective August 8, 2016. Per the collective bargaining agreement the rate of pay will be \$47,635. Such authorization is conditional on successfully completing the required psychological exam, physical exam and drug test.
- Authorization for the Police Department to fill a vacancy by hiring **Joshua Carman** as a Police Officer, effective August 8, 2016. Per the collective bargaining agreement the rate of pay will be \$47,635. Such authorization is conditional on successfully completing the required psychological exam, physical exam and drug test.
- Authorization for the Police Department to promote **Police Sergeant Christopher Streno** to the vacant position of **Police Lieutenant** effective August 15, 2016. Pursuant to the collective bargaining agreement his rate of pay will be \$86,481.
- Authorization for the Police Department to promote **Police Officer Jeffrey Helms** to the **vacant position of Police Sergeant** effective August 15, 2016. Pursuant to the collective bargaining agreement his rate of pay will be \$75,312.

Hire P. Leonard Sullivan as a Park Technician

R176-16 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 authorize Park Superintendent Jim Bukowski to fill a recent vacancy by hiring **P. Leonard Sullivan** as a **Park Technician** effective September 6, 2016. Per the collective bargaining agreement, his rate of pay will be \$14.43/hour.

Hire James Bowen for 2 Months as Park Technician

R177-16 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 authorize Park Superintendent Jim Bukowski to hire **James Bowen** as a **Park Technician** for the period August 1, 2016 through September 30, 2016 to work a maximum of 24 hours per week at the pay rate of \$23.43 per hour.

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Advertise Permissive Referendum re: Fire District Capital Reserve

A motion was made by Councilman Majewski, seconded by Councilwoman Agneshwar, directing the Town Attorney to advertise on August 10, 2016 for a Permissive Referendum to use funds from the Fire District Capital Reserve to fund the purchase of Tanker 32-2 not to exceed the amount \$395,000 (\$373,681 plus additional funds to cover change orders and financial cost related to the project.)

Supervisor Schaffer stated that there should be no change orders on this bid. This bid is for a piece of equipment and it was specified in detail by the Fire Department.

Councilwoman Agneshwar agrees that the Fire Department had full control over the specs but still would like additional clarification concerning the request for the additional money.

Councilman Majewski noted that the requested amount is less than 10 percent of the project which is not excessive. Just recently, the Town Engineer advised that 10 percent additional leeway should be added to all bids. This happens all the time.

A **motion to amend** was made by Supervisor Schaffer, seconded by Councilwoman Messina, to reduce the amount subject to Permissive Referendum to **\$ 373,681.00**. The motion passed.

Vote: Ayes - Fitzgerald, Agneshwar, Messina, Schafer Nays - Majewski

R178-16 On a motion of Supervisor Schaffer, seconded by Councilwoman Agneshwar, the following resolution, as amended, was

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

Resolved to direct the Town Attorney to advertise on August 10, 2016 for a **Permissive Referendum** to use funds from the *Fire District Capital Reserve* to fund the purchase of Tanker 32-2 **not to exceed the amount of \$373,681.00**.

Award Tanker 32-2 Bid to J.P.B Fire Services

R179-16 On a motion of Councilwoman Messina, seconded by Councilwoman Agneshwar Councilwoman Agneshwar, the following resolution was

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

Resolved to direct the Town Attorney to draw the appropriate paperwork awarding the Tanker 32-2 Bid, subject to permissive referendum approval, to low bidder

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J.P.B Fire Services, 4736 Onondaga Blvd., PMB #210, Syracuse, NY 13219 in the amount of **\$373,681.00**.

Accept Donation from Delta Engineers

R180-16 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 accept a donation from **Delta Engineers, Architects & Land Surveyors, PC** in the amount of **\$4,865.00** and to authorize Comptroller McKane to do a budget transfer in the amount of \$4,865.00 from line item A2705.2705 to line item A7140.3002. This donation will cover a portion of a fence installation at *Dave Leonard Field* for a dugout (Eagle Scout project).

CONSENT AGENDA

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 **Consent Agenda** is approved as follows:

Receive and File:

- **Warrant Reports:** 2016-28, 2016-28E, 2016-29, 2016-29E, 2016-29L
- **May 2016 Comptroller's Monthly Report**
- **June 2016 Comptroller's Monthly Report**

Budget Transfers for June 2016

R181-16 Authorization for Deputy Comptroller Nick Angeline to perform the **budget transfers for June 2016** as indicated in his memo to the Town Board dated June 30, 2016.

William G. Pomeroy Foundation Grant

R182-16 Approval for Town Historian Margaret Hadsell to accept a **\$1,000.00 grant** from the **William G. Pomeroy Foundation** to pay for the Vestal Park Cemetery historical marker.

ADMINISTRATION: Majewski/Messina

Hire Part Time Recreation Employees

R183-16 Authorization for Recreation Planner Sue Jastran to **hire volleyball, basketball, lacrosse, and field hockey camp employees** as indicated in her

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memo to the Town Board dated July 21, 2016. All employee pay rates are budgeted items in the 2016 budget and the background check has been completed.

A7310.1131 - Volleyball Camp Employees - (3 Camps)

Michelle Anderson - Vestal as Volleyball Camp Instructor at pay rate \$150.00 salary/camp
Erica Barney - Vestal as Volleyball Camp Coach at pay rate \$200.00 salary/camp
Samantha Eaton - Apalachin as Volleyball Camp Instructor at pay rate \$150.00 salary/camp
Meaghan Mastro - Apalachin as Volleyball Camp Instructor at pay rate \$150.00 salary/camp
Joseph Nemecek - Apalachin as Volleyball Camp Director at pay rate \$550.00 salary/camp

A7310.1123 - Basketball Camp Labor

Rob Carr - Apalachin as Basketball Camp Director at \$650.00 Salary
Peyton Alig - Vestal as Basketball Camp Instructor at pay rate \$300.00 Salary
Michelle Anderson - Vestal as Basketball Camp Instructor at pay rate \$300.00 Salary
Matthew Carr - Apalachin as Basketball Camp Instructor at pay rate \$300.00 Salary
Joe D'Esti - Vestal as Basketball Camp Instructor at pay rate \$200.00 Salary
Evan Flynn - Vestal as Basketball Camp Instructor at pay rate \$300.00 Salary
Courtney Franz - Vestal as Basketball Camp Instructor at pay rate \$300.00 Salary
Conor Harding - Vestal as Basketball Camp Instructor at pay rate \$75.00 Salary
James Moyer - Vestal as Basketball Camp Instructor at pay rate \$75.00 Salary

A7310.1122 Labor – Lacrosse Camp Employees

Gordon Pollard - Vestal as Lacrosse Camp Director at pay rate \$500.00 salary
Jake Bulman - Vestal as Lacrosse Camp Coach at pay rate \$300.00 salary
Tanner Cosens - Endwell, as Lacrosse Camp Coach at pay rate \$300.00 salary
Mark Robinson - Johnson City as Lacrosse Camp Coach at pay rate \$400.00 salary

A7310.1129 Labor – Field Hockey Camp Employees

Kelcy Wickman - Vestal as Field Hockey Camp Director at pay rate \$650.00 salary
Cassandra Wickman - Vestal as Field Hockey Camp Coach at pay rate \$250.00 salary

Vestal Historical Society Donation Jar

R184-16 Authorization for the **Vestal Historical Society** to place a **donation jar** at the Vestal Museum with all donations going directly to the Vestal Historical Society.

RECEIVE AND FILE:

- 2016 06 20 - Fire Advisory Board Meeting Minutes

END OF CONSENT AGENDA

CHAIR COMMENTS AND UPDATES

Councilwoman Messina noted that the **Vestal Youth Police Academy** was well attended with 38 participants and thanked the people who devoted their time and

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resources to make it a success. This includes Police Officers Stace Kintner and Conor Talbot (who donated their time), the Sheriff's Department and the many community volunteers. She also thanked BAE Systems for covering the expenses of the Academy. Graduation is this Friday.

SUPERVISOR'S ANNOUNCEMENTS

- The Vestal Museum Presents: "Vestal Goes to War" - An exhibit of the Vestal Historical Society's Military collection items from local families and the families of the Vestal Historical Society. **Traveling exhibit "War and Disability"** from The Museum of DisABILITY History July 6 - July 30.

Give crime & drugs a going away party!
TOWN OF VESTAL NATIONAL NIGHT OUT!
19th Annual Cruise In & Cook Out
Tuesday August 2nd, 2016 - 6 - 9 PM
Parkway Plaza parking lot
(Across from Target)

End of the Season Town Picnic
Wednesday August 3rd, 2016 - 5:00 PM – 8:00 PM - Rain date – Thursday,
August, 4, 2016
Arnold Park, Andrews Road

Free entrance to the picnic for everyone is due to a generous donation from Vestal resident Vilma Byrne. In return, she asks those attending to consider bringing a can of cat or dog food for donation to a local animal shelter.

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- Another reminder to all Vestal residents to keep branches, brush and any debris off of the roads to avoid clogging of our sewer and drainage systems.

ADJOURNMENT

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

Approved by _____ **Emil J. Bielecki, Town Clerk**