

Regular Meeting of the Vestal Town Board May 6, 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, NY on May 6, 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 4 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 Councilman Majewski, the following resolution was

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

Resolved the Minutes of the Regular Meeting on April 22, 2015 are approved.

PRIVILEGE OF THE FLOOR (Agenda Items Only)

A speaker stated that he opposes the resolutions to authorize payments for various legal expenses, particularly for the UHS case. The Town has already lost the case on appeal and we should not be wasting additional money.

CONSENT AGENDA

On a motion of Councilwoman Messina, 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

File and Accept Street Deed for Pine Meadow Road

R109-15 Authorization to accept and for the Town Attorney to file the street

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deed for Pine Meadow Road, Lynnhurst Subdivision #31.

FINANCE: Agneshwar/Messina

Receive and File:

- **Warrant Reports:** 2015-17, 2015-17E, 2015-17L, 2015-18, 2015-18E
- **Town Clerk Monthly Report April 30, 2015:** Total Shares Remitted \$5,150.15

Business Office to Remit for Outside Legal Services

R110-15 Authorization for the Business Office to remit \$1,620.89 to **The Law Office of Alfred Paniccia** for the period February 2015 through March 2015 regarding the *Town of Vestal vs. Tyrell* case.

R111-15 Authorization for the Business Office to remit \$6,804.62 to **Kenny, Shelton, Liptak & Nowak, LLP** for the period January 2015 through March 2015 on the *Town of Vestal vs. UHS* case.

R112-15 Authorization for the Business Office to remit \$689.75 to **U.S. Legal Support** for a certified copy of transcript regarding the *Wayne Hicks vs. Town of Vestal* case.

Budget Transfers to Close 2014

R113-15 Authorization, per memo from Deputy Comptroller Pam Fitzgerald dated April 22, 2015, to make the **budget transfers for the effective dates: 11/26/2014 through 12/31/2014**, as needed to close the 2014 year.

Remit for Legal Services to Town Attorney Berger

R114-15 Authorization for the Business Office to remit \$737.50 to Town Attorney David Berger for April 2015 billable hours (4 hours 55 minutes).

PERSONNEL: Fitzgerald/Majewski

Water/Wastewater to hire Seasonal Labor

R115-15 Authorization for the Water/Wastewater Superintendent to hire **Samuel Warner** as seasonal labor in the Water/Wastewater Department at the rate of \$8.75 per hour effective May 18, 2015 and to authorize the **transfer of \$5,500 from budget line W8340.1020 to line W8340-1034** for the ability to hire a second seasonal employee to be determined at a future date.

10-day Posting - Water Meter Reader and Repair Person Position

R116-15 Authorization for Water Superintendent Scott Groats to proceed with the required **10-day posting** of the *Water Meter Reader and Repair Person* Operating Engineers position. The budget line item for this position will be W8340-1020.

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PLANNING & ZONING: Messina/Fitzgerald
Library Parking Lot to be Used for Fundraisers

R117-15 Authorization for the **Vestal Marching Band “Band Aides”** to use the library parking lot on May 24, 2015 for a Brooks Chicken BBQ fundraiser. An Indemnification Agreement is to be signed.

R118-15 Authorization for the **LEAH** (Loving Education at Home) Guardians Homeschool Soccer Program to use the library parking lot on July 2, 2015 for a Doug’s Fish Fry fundraiser. An Indemnification Agreement is to be signed.

END OF CONSENT AGENDA

SUPERVISOR’S ANNOUNCEMENTS

- The NYS Dept. of Environmental Conservation has an **open burning ban** policy in place until May 14th. Burn permits will not be issued during this time.
- **Highway Department Brush Pick Up: 3rd Friday of the Month**
 - ✚ Branches must be piled neatly at curb/roadside all in one direction facing the road - NOT in the street.
 - ✚ Leave branches as long as possible - better to feed into the machine.
 - ✚ Branch diameter is up to 6 inches. No roots (pine needles are ok).

Residents may bring branches to dump in our brush pile at 1801 Glenwood Rd. Monday - Friday 7am to 3pm. Please stop at the Highway Department office for directions on where to dump your branches.
- American Legion Post 89 (Vestal) will hold a **Memorial Day Ceremony** at the four corners Gazebo at Noon on Monday, May 25th. The public is invited.
- The Board thanks the Highway Dept. for their hard work on road repairs.

ADDITIONAL PUBLIC COMMENTS

A speaker reiterated that the Town needs to investigate his reported allegations concerning the intentional blockage of his driveway with snow and ice and damage to the tires on his vehicle in the Town Hall parking lot. He will continue to bring-up these items until he gets a satisfactory answer.

ADJOURNMENT

On a motion of Councilman Majewski, seconded by Councilwoman Messina, the meeting was adjourned at 6:08 PM. Carried unanimously.

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