

Regular Meeting of the Vestal Town Board August 26, 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 August 26, 2015.

TOWN BOARD PRESENT:

**Deputy Supervisor Majewski
Councilwoman Fitzgerald
Councilwoman Messina
Councilwoman Agneshwar**

ABSENT: Supervisor John Schaffer

ALSO ATTENDING: Town Attorney David Berger, Town Clerk Emil Bielecki, 1st Deputy Town Clerk Kathie Young and 7 members of the general public.

Deputy Supervisor Majewski 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 Fitzgerald, seconded by Councilwoman Agneshwar, the following resolution was

ADOPTED Ayes 4 Majewski, Fitzgerald, Agneshwar, Messina
 Nays 0 Absent 1 Schaffer

Resolved the Minutes of the Regular Meeting on August 12, 2015 are approved.

BID OPENINGS

The bids for the **3rd Avenue Sanitary Sewer Line Replacement** were received and opened in the Town Clerk's Office on August 18th, 2015 at 2:00 PM with the following results:

<u>Vacri Construction</u>	\$169,400	<u>Procon</u>	\$182,600
One Brick Avenue Binghamton, NY 13901		100 Vestal Road Vestal, NY 13850	

PRIVILEGE OF THE FLOOR (Agenda Items Only)

Seeing or hearing no one wishing to speak, Deputy Supervisor Majewski closed the Privilege of the Floor.

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RESOLUTIONS & MOTIONS

Bid for Water Appurtenances

R196-15 On a motion of Councilwoman Messina, seconded by Councilwoman Fitzgerald, the following resolution was

ADOPTED Ayes 4 Majewski, Fitzgerald, Agneshwar, Messina
Nays 0 Absent 1 Schaffer

Resolved for the Town Attorney to advertise a **Notice to Bidders for Water Appurtenances** on Wednesday, September 2, 2015 with the opening of the bids on Wednesday, September 9, 2015 at 2:00 pm in the Town Clerk's Office.

Award Third Avenue Sanitary Sewer Replacement

R197-15 On a motion of Councilwoman Messina, seconded by Councilwoman Agneshwar, the following resolution was

ADOPTED Ayes 4 Majewski, Fitzgerald, Agneshwar, Messina
Nays 0 Absent 1 Schaffer

Resolved for the Water & Wastewater Superintendent Scott Groats to award and the Town Attorney to draw the paperwork awarding the **Third Avenue Sanitary Sewer Replacement** to the low bidder **Vacri Construction** of Binghamton, NY in the amount of **\$169,400**. Funding for this project will be from the Sewer Department fund balance.

Rescind R015-15 – BAE Donation to PBA

Councilwoman Agneshwar noted that BAE has been supportive of our community over the years and we thank them for all their contributions.

R198-15 On a motion of Councilwoman Agneshwar, seconded by Councilwoman Messina, the following resolution was

ADOPTED Ayes 4 Majewski, Fitzgerald, Agneshwar, Messina
Nays 0 Absent 1 Schaffer

Resolved to rescind Resolution 015-15 dated January 7, 2015:

Authorization for Police Chief John Butler to accept a donation from BAE in the amount of \$4,000.00 to pay for the summer Vestal High School Youth Academy run by members of the Vestal Police Department.

Under the direction of BAE, the donation was made to the Vestal Police Benevolent Association (PBA), not the Town. It has been confirmed that the PBA received the donation and that the entire amount was expended for the intended purpose.

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CONSENT AGENDA

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

ADOPTED Ayes 4 Majewski, Fitzgerald, Agneshwar, Messina
 Nays 0 Absent 1 Schaffer

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

FINANCE: Agneshwar/Messina

Receive and File:

- **Warrant Reports:** 2015-33, 2015-33E, 2015-34, 2015-34E, 2015-34L

U.S. Legal Support Voucher

R199-15 Approval for the Business Office to **remit \$2,367.25** to **U.S. Legal Support** for the Hicks v. Town of Vestal litigation.

PUBLIC SAFETY: Majewski/Agneshwar

Retired Police Vehicle to Auction

R200-15 Authorization to sell the following **retired police vehicle** via *Auction International*:

Vehicle Year & Make	Miles	VIN
2011 Chevrolet Impala	95,204	2G1WD5EM0B1233836

Police to Purchase Tactical Helmets

R201-15 Authorization for Police Chief John Butler to purchase **3 tactical helmets** for a total of \$1875.00 from budget line A3120-2626R (asset forfeiture).

RECEIVE AND FILE

- **Fire Advisory Board Meeting Minutes** – June 15, 2015.

END OF CONSENT AGENDA

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ADDITIONAL PUBLIC COMMENTS

A speaker read in the local newspapers that there is a *Secession Rally* being held in Binghamton and one of the sponsors is the **Upstate New York Towns Association** of which the Town of Vestal is a member. He wants to know if the Town is sending representatives to the rally.

Councilman Majewski stated, and all Board members concurred, that no one from the Board is going to the rally.

A speaker stated that he read in several local newspapers that the Binghamton-Johnson City Joint Sewage Treatment Plant will be doing construction and demolition work. He thought that it was odd that the mayors of Johnson City and Binghamton were asked if there would be any traffic issues connected with the work when in fact the facility is located in the Town of Vestal. It would have made more sense to contact someone in the Town of Vestal but ignoring the Town seems to be a common pattern when it concerns the sewage treatment plant.

A speaker reiterated his objection to the numerous lawsuits that the Town is involved in and feels that too much money is being wasted on them.

ADJOURNMENT

On a motion of Councilwoman Messina, seconded by Councilwoman Agneshwar, the meeting was adjourned at 6:13 PM. Carried unanimously.

Approved by _____
Emil J. Bielecki, Town Clerk