

VESTAL TOWN BOARD WORK SESSION
MONDAY, JANUARY 7, 2013

In Attendance: Supervisor Schaffer, Board Members Fitzgerald, Milkovich, Majewski and Marnicki

Also Attending: Town Attorney David Berger, Fire Chief Pat McPherson, Human Resource Director Nancy Olmstead, Town Clerk Emil Bielecki and several members of the community.

WORK SESSION – Supervisor Schaffer convened the meeting at 6:00 PM

Review of Organizational Meeting Agenda

Supervisor Schaffer asked the Board to review the draft Organizational Meeting Agenda. He noted that virtually all of the items are routine housekeeping items that have already been discussed. The one exception is the last item on the agenda concerning Rules of Conduct and Decorum for Town Board meetings. The proposed rules were drafted and discussed earlier in the year and are now being placed on the agenda to be adopted.

Councilman Majewski asked if people wishing to speak at a meeting will be required to sign-in. Supervisor Schaffer responded that they would not have to sign in to speak, however, the Board can impose that requirement if it chose to do so.

The Board approved the Agenda as is for the Organizational Meeting on Wednesday, January 9, 2013.

UPCOMING PUBLIC HEARINGS

Proposed Local Law “A” of the year 2013 entitled “A Local Law Rezoning BCTMP# 189.12-1-41.2 on West Sheedy Road from C-2 to PDD (Planned Development District) at 6:00 PM on 1/23/13.

UPCOMING BIDS : Uniforms bids to be opened in the Clerk’s office on January 8th.

COMMITTEES

7.1 PUBLIC WORKS no items were brought for discussion.

7.2 FINANCE

- | | | |
|--------------------|-----------|-----------|
| 1. Warrants | 2012 –51 | 2012 -51E |
| | 2012 –51B | 2012 -51L |

OK - This item will be placed on the Agenda as a Receive and File item at the next Regular Meeting.

2. Budget Transfers dated 11/8/2012 through 12/19/12 to cover 2012 expenses as per memo from Deputy Comptroller Pam Fitzgerald dated December 19, 2012

OK-This item will be placed on the Agenda for a vote at the next Regular Meeting of the Town Board.

7.3 EMPLOYEES

1. Marsha Frost to carry over additional five vacation days.**

**As per the CSEA contract, the Department Head has approved the additional 5 carry over days and Town Board approval is not required.

1. Request for Lt. Gerald Mullins to carry over a total of seven vacation days into 2013, two of which need Board approval.

Human Resource Director Olmstead will provide the language for this motion.

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OK-This item will be placed on the Agenda for a vote at the next Regular Meeting of the Town Board.

7.4 **PLANNING & ZONING** no items were brought for discussion.

7.5 **PUBLIC SAFETY**

Fire Chief McPherson notified the Board that his Fire Chief vehicle was rear-ended when stopped at a red light. The vehicle is being repaired but will be out of commission for up to 4 weeks.

1. Request for Fire Commissioners to authorize Budget transfer \$9500 from F3410 4040 to F3410 2255 to purchase a 2000 Ford Excursion for the Department Chief.

OK-This item will be placed on the Agenda for a vote at the next Regular Meeting of the Town Board.

2. Request to authorize Assistant Fire Chief John Paffie to sign vouchers in the absence of Chief McPherson for the 2013 fiscal year

OK-This item will be placed on the Agenda for a vote at the next Regular Meeting of the Town Board.

3. Request to approve Benjamin Schwartz to become a member of the Vestal Fire Department at Company No. 4.

OK-This item will be placed on the Agenda for a vote at the next Regular Meeting of the Town Board.

4. Request to approve Trevor Pease to become a member of the Vestal Fire Department at Company No. 3.

OK-This item will be placed on the Agenda for a vote at the next Regular Meeting of the Town Board.

5. Request to approve Mark Christiansen to become a member of the Vestal Fire Department at Company No. 1.

OK-This item will be placed on the Agenda for a vote at the next Regular Meeting of the Town Board.

5. Sign resolution for the intersection of Country Club and Washington Drive.

As a result of the elimination of the crossing guard detail at Country Club Rd. and Washington Dr., the Police Dept. recommends the Board consider the following resolution: **Stop signs will be erected at the intersection of Country Club Road and Washington Drive. One STOP sign will face west and will stop traffic traveling east on Country Club Road, the other will face east and will stop traffic traveling west.** This change in signage will make this intersection safer for the school age children that cross this intersection to walk to and from school.

OK-This item will be placed on the Agenda for a vote at the next Regular Meeting of the Town Board.

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7.6 RECREATION no items were brought for discussion.

RECEIVE AND FILE

- Building Department Year End Report for 2012
- The November and December CAC Meeting Minutes

NEW BUSINESS

Town Attorney David Berger asked that the following items be addressed:

- The copy of the Environmental Easement which was granted to the NYS Department of Environmental Conservation for property at 1808 Vestal Parkway be received and filed by the Town Clerk and copies of same be provided to the Town Engineer and the Code Department.
- The Town Board consider **a motion to approve hiring Upstate Group to provide appraisals for 433 Brook Hill Rd. and 577 Ross Hill Rd., Vestal NY at the rate of \$300 per appraisal plus \$50 per hour for pre-trial or court testimony.**

OK-This item will be placed on the Agenda for a vote at the next Regular Meeting of the Town Board.

- The Town Board consider **a motion to approve the settlement agreement between the Town of Vestal and Wal-Mart Stores Inc., Broome County Index No. 2012-1620 on the following items:**

<u>2405 VPE 158.14-1-1</u>		<u>2525 VPE 158.10-2-2.2</u>	
2012-13	\$18.5 million	2012-13	\$11.5 million
2013-14	\$16.0 million	2012-14	\$10.0 million
2014-15	\$17.5 million	2014-15	\$10.5 million
2015-16	\$17.5 million	2015-16	\$10.5 million
2016-17	\$17.5 million	2016-17	\$10.5 million

The Town Attorney and Comptroller are authorized to act pursuant to this approval.

OK-This item will be placed on the Agenda for a vote at the next Regular Meeting of the Town Board.

Supervisor Schaffer provided the Board with information about a used roller that the Highway Department is looking at for possible purchase. This roller is bigger and less than half the price of the new one requested under capital projects. He asked for input from the Board members.

Councilman Majewski stated and he continues to oppose the purchasing of a roller. He feels that it is more cost effective to rent this type of equipment. Councilman Marnicki agrees.

Several Board members stated that they wanted to talk to the Highway Superintendent before expressing an opinion on the matter.

UNFINISHED BUSINESS

1. Procurement Policy: the Supervisor stated that he is still favors additional review of the current policy.

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2. Road Use Agreement

Supervisor Schaffer stated that Broome County is reworking a new road use agreement and we should wait to see what is adopted to determine it's applicability to Vestal.

3. Kopernik Agreement / Tower Work award to Plexicomm

Town Attorney Berger reminded the Board that he is seeking input on the terms of the tentative agreement with the Kopernik Observatory.

Councilman Majewski stated that he is not happy with a long term revenue sharing arrangement for the tower. He feels that it should be a one shot deal.

4. Cold Storage Facility

Supervisor Schaffer stated that this project is on hold for now and needs to be considered within the context of a larger space needs study for the Town.

SUPERVISOR'S ANNOUNCEMENTS

Winter Parking Hours – December 1st - March 31st - 2:00 AM to 6:00 AM

Vestal Fire Department Membership for **Station 2's Firemen Breakfasts and Station 2's Ladies Auxiliary Soup and Salad Dinners** being held on following dates at Vestal Fire Department Station #2:

Auxiliary Soup and Salad 1/26, 2/23, 3/16 - Time: 4:00 pm till gone. **Firemen's Breakfast** 2/10, 4/14 - Time: 7:00 am till 11:30 am

EXECUTIVE SESSION

On a motion of Councilman Milkovich, seconded by Councilman Marnicki, the following resolution was

ADOPTED Ayes 5 Majewski, Fitzgerald, Milkovich, Marnicki, Schaffer
Nays 0

Resolved the Board enter into Executive Session for the purpose of discussing contract negotiations with CSEA. The time was 6:34 PM.

On a motion of Councilwoman Fitzgerald, seconded by Councilman Marnicki, the following resolution was

ADOPTED Ayes 5 Majewski, Fitzgerald, Milkovich, Marnicki, Schaffer
Nays 0

Resolved the Board leave Executive Session and adjourn the Work Session. The time was 7:03 PM..

Respectfully submitted,
Emil Bielecki, Town Clerk