

**TOWN OF BINGHAMTON**  
**TOWN BOARD**  
**April 17, 2018**

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**MINUTES OF THE REGULAR MEETING OF THE TOWN OF BINGHAMTON TOWN BOARD HELD ON TUESDAY, APRIL 17, 2018, 7:00 P.M., TOWN OF BINGHAMTON TOWN HALL, 279 PARK AVENUE, BINGHAMTON, NEW YORK.**

The meeting was called to order at 7:05 p.m. by Supervisor Whitesell.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

T. Whitesell, Supervisor	Present	N. Yezzi, Deputy Supervisor	Present
N. Cline, Councilperson	Present	E. Rounds, Councilperson	Present
V. Xlander, Councilperson	Absent		

**OTHERS PRESENT:**

V. Conklin, Town Clerk	M. Donahue, Highway Superintendent
A. Pope, Town Attorney	C. Phillips, Reclaim NY
C. Freije, SV Coach	20 Guests Including Members of the SV
Fire Chief Emmons	Championship Girls Basketball Team

Supervisor Whitesell made the following statement: A motion may be made to go into an executive session to discuss a legal matter and/or a personnel matter regarding a particular employee after the meeting is convened.

**APPROVAL OF AUDITED CLAIMS:**

Councilperson Cline made the motion to approve the following claims as audited:

Lighting	Claim No. 282	\$ 155.94
Sewer	Claim No. 283-284	\$ 1,622.07
Water	Claim No. 284-286	\$ 1,752.07
Highway Fund	Claim No. 287-300	\$ 10,093.56
General Fund	Claim No. 301-324	\$ 18,116.41

The motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried.

**APPROVAL OF MINUTES:**

Councilperson Rounds made the motion to approve the minutes of the regular Town Board meeting held on March 20, 2018 as submitted, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

Councilperson Yezzi made the motion to approve the minutes of the Work Session held on April 3, 2018 as submitted, and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried.

**PROCLAMATION:**

Supervisor welcomed the SV Sabers Girls Basketball Team who earned the title of New York State Class B Champions. Coach Freije was presented with a proclamation, read by Supervisor Whitesell, commending the team on their dedication and work ethic and proclaiming that April 18, 2018 will be Susquehanna Valley Sabers Girls Basketball Team Day in the Town of Binghamton. Certificates were presented to the members of the basketball team that were in attendance.

(Proclamation Appended)

**VOICE OF THE PUBLIC:**

Supervisor Whitesell opened the floor to the public at 7:16 p.m.

George Phillips – Reclaim NY – Mr. Phillips stated that he was from Reclaim NY, an organization that represents citizens throughout New York State. He stated the organization’s concern with the needs of all residents, including those in the Town of Binghamton, and is encouraging local leaders to work together for the good of all New Yorkers. He presented the Board with information and a survey on required mandates and shared services.

There being no other presentations to be brought before the Board, the floor was declared closed.

**COMMUNICATIONS AND ANNOUNCEMENTS:**

TOB Volunteer Fire Department – The TOB Volunteer Fire Department will host an Open House, Saturday, April 28, 2018, from noon to 3:00 p.m. at Station 1 on Hawleyton Road.

Spring Branch and Brush Pick-Up – The Spring branch and brush pick-up will be held May 7 through May 29, 2018.

Rabies Clinic – A rabies clinic will be held Wednesday, May 23, 2018 from 6:00-7:00 p.m. at the Town Highway Garage.

Informational Meeting – An Informational Meeting to discuss the increase in sewer rates will be held on May 1, 2018, at 6:30 p.m., following the regularly scheduled Work Session.

**OFFICIALS AND COMMITTEE REPORTS:**

Planning Board – The next regularly scheduled quarterly meeting will be held on April 24, 2018 at 7:00 p.m. at the TOB Town Hall.

Zoning Board of Appeals – A meeting of the ZBA will be held tomorrow, April 18, 2018, 7:00 p.m., when two cases will be heard.

Youth Commission – Councilperson Rounds reported that the Youth Commission started the background check process. Approximately 50 names have been submitted for review. After

thorough discussion, it was agreed that printed results of all background checks mandated by the Town will be secured in the Town Clerk's Office. Because of poor weather, the fields are still being readied for the new season.

Code Enforcement – Violations – There was no report.

Highway – The Highway Department has been doing Spring cleanup. Flow reports are being reviewed for the Joint Sewage Treatment Plant. The City's meters on South Mountain are not functioning correctly and there appears to be a leak. They will be looking into the problem. Water tests have been done for Jackson Park and the department is waiting for the results.

Receipt of Reports – The Town Board is in receipt of the following reports:

Town Clerk's Monthly Report for March 2018

### **SUPERVISOR'S REPORT:**

Broome County Association of Towns - Monthly Meeting – A monthly meeting will be held on Thursday, April 26, 2018, at the Atrio Restaurant, with Sheriff Dave Harder speaking on school safety.

### **EXECUTIVE SESSION:**

Councilperson Yezzi made the motion to go into Executive Session at 7:35 p.m. to discuss a legal matter, and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried.

At 7:59 p.m. Councilperson Cline made the motion to reconvene, and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried.

### **UNFINISHED BUSINESS:**

TOB Hance Road Property – Logging Timber Harvesting – Bids – Supervisor Whitesell stated that there were inconsistencies in the bids received for the Hance Road timber harvesting and Town Attorney Pope made the recommendation to rebid the entire packet. Councilperson Rounds made the motion to reject the bids for the Hance Road logging timber harvesting, and the motion was duly seconded by Councilperson Yezzi. All those present voted in favor of the motion. Motion carried. Councilperson Rounds made the motion to accept bids for the Hance Road logging timber harvesting on May 15, 2018, at 12:00 noon with the bids to be opened at 12:01 p.m., and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

(Resolution Appended)

Thoma Development – Update – Councilperson Rounds spoke to Rich Cunningham of Thoma Development and he has agreed to come to the May 1 work session to speak to the Board. He has not received the letter agreeing to continue the relationship with Thoma and will need to receive that agreement in writing.

Code Enforcement – Building Permit Language – Deputy Attorney Pope is working with Nick Pappas on the building permit language. There will be a report at the next Work Session.

Audit – Justice Court – The audit of the Justice Court is scheduled for Monday, April 23, 2018 at 4:30 p.m.

2009 Jeep Patriot - Policy – Councilperson Rounds made the motion to authorize the Town of Binghamton Automobile Use Policy, and the motion was duly seconded by Councilperson Yezzi. All those present voted in favor of the motion. Motion carried.

(Resolution Appended)

SV School District – Need to Utilize Office at TOB Town Hall – Agreement – Susquehanna Valley is looking for a place temporarily for a student to work with his teacher during Town Hall hours. Although this agreement would be effective through June 30, 2018, it could possibly afford the opportunity to enter into an inter-municipal agreement with the school in the future. Councilperson Rounds made the motion to authorize the agreement between the Town of Binghamton and the Susquehanna Valley School District for the inter-municipal agreement, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

(Resolution Appended)

Proposed Changes to Employee Handbook, Section 708 – Medical Insurance for Retirees – Update – This will be discussed at a future meeting.

Mutual Aid – TOB Volunteer Fire Co./Pennsylvania – Representatives from the Town of Binghamton Volunteer Fire Department were present at tonight’s meeting regarding this Mutual Aid Agreement. Approval of the agreement is required by the authority having jurisdiction over the fire company, which would be the Town Board. Councilperson Rounds made the motion to approve the inter-local agreement between the Town of Binghamton Volunteer Fire Company and the Broome County Mutual Aid, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried. A certified copy of the resolution will be provided to the County and to the fire department.

(Resolution Appended)

NYS Comptroller/Association of Towns - Town Finance School – Councilperson Rounds requested authorization for herself and Councilperson Xlander to attend the Town Finance School on May 10 and 11, 2018 in Ellicottville, New York. This will be discussed at a future meeting.

There was no further unfinished business.

**NEW BUSINESS:**

Standard Work Day - Resolution – As required by the New York State Comptroller, a standard work day for certain Town employees, namely the Town Clerk, Court Clerk and former Court Clerk, needs to be set and approved by the Town Board. Councilperson Yezzi made the motion setting the standard work day for the Town Clerk, Court Clerk and former Court Clerk, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

(Resolution Appended)

Part-Time Receptionist – This will be discussed at a future meeting.

Family Leave Act – Resolution – Opt Out – This will be discussed at the May 1, 2018 Work Session.

There was no further new business.

**VOICE OF THE PUBLIC:**

Supervisor Whitesell opened the floor to the public at 8:23 p.m. There being no presentations to be brought before the board, the floor was declared closed.

**EXECUTIVE SESSION:**

Councilperson Rounds made the motion to go into Executive Session at 8:23 p.m. to discuss a personnel matter, and the motion was duly seconded by Councilperson Yezzi. All those present voted in favor of the motion. Motion carried.

At 9:37 p.m. Councilperson Cline made the motion to reconvene, and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried.

**ADJOURNMENT:**

Councilperson Cline made the motion to adjourn the meeting at 9:37 p.m., and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried.

*The next meeting of the Town of Binghamton Town Board will be a work session to be held on Tuesday, May 1, 2018, 5:00 p.m., at the Town of Binghamton Town Hall, 279 Park Avenue, Binghamton, NY.*

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Vickie A. Conklin". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Vickie A. Conklin  
Town Clerk