

TOWN OF BINGHAMTON
TOWN BOARD
February 27, 2018

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MINUTES OF THE REGULAR MEETING OF THE TOWN OF BINGHAMTON TOWN BOARD HELD ON TUESDAY, FEBRUARY 27, 2018, 7:00 P.M., TOWN OF BINGHAMTON TOWN HALL, 279 PARK AVENUE, BINGHAMTON, NEW YORK.

The meeting was called to order at 7:12 p.m. by Supervisor Whitesell.

PLEDGE OF ALLEGIANCE

ROLL CALL:

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

OTHERS PRESENT:

V. Conklin, Town Clerk	M. Donahue, Highway Superintendent
N. Pappas, Building Administrator	3 Guests
A. Pope, Town Attorney	

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.

MOMENT OF SILENCE – Linda Shearon and the Florida School Shooting Victims’ Families

PUBLIC HEARING – 7:14 p.m. – Expenditures From Reserve Highway Equipment Fund

Town Clerk Conklin affirmed that the Notice of Public Hearing had been properly posted and published. Supervisor Whitesell explained that the purpose of the Public Hearing was to discuss using funds from the Reserve Highway Fund for one 2018 or newer all season dump body spread with left front discharge and one 2018 or newer all season dump body/spreader with left front discharge and hydraulic controls.

James Cadden – Hawleyton Road – Mr. Cadden asked how much will be taken out of the Reserve Highway Equipment Fund. Highway Superintendent replied, \$350,000.00. Mr. Cadden asked how much is in the Reserve Highway Equipment Fund. Mr. Donahue replied, between the two accounts approximately \$528,000.00. Mr. Cadden asked what the funds are for. Mr. Donahue replied, for infrastructure, repairs and equipment reserves.

There being no further comments, the floor was declared closed. Councilperson Cline made the motion to authorize the removal of \$350,000.00 from the Reserve Highway Equipment Fund, and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried.

(Public Hearing Notice Appended)
(Resolution Appended)

APPROVAL OF AUDITED CLAIMS:

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

<u>2018</u>		
Lighting	Claim No. 108	\$ 187.59
Sewer	Claim No. 109	\$ 1,080.59
Water	Claim No. 109-110	\$ 1,254.26
Highway Fund	Claim No. 111-127	\$ 21,857.13
General Fund	Claim No. 128-147, 149	\$ 36,158.78
Special Districts	Claim No. 148	\$ 192,763.00

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

APPROVAL OF MINUTES:

Councilperson Cline made the motion to approve the minutes of the regular Town Board meeting held on January 16, 2018 as submitted, and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried.

Councilperson Rounds made the motion to approve the minutes of the Work Session held on February 6, 2018 as submitted, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

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.

VOICE OF THE PUBLIC:

Supervisor Whitesell opened the floor to the public at 7:18 p.m. There being no presentations to be brought before the Board, the floor was declared closed.

COMMUNICATIONS AND ANNOUNCEMENTS:

VFW Post 1611 Pancake Breakfast – VFW Post 1611 will be hosting its all you can eat pancake breakfast on Sunday, February 25, 2018 from 8:00 a.m. to 11:00 a.m. at the TOB Community Center.

Good Friday – TOB Municipal Buildings will be closed Friday, March 30, 2018 in Observance of Good Friday.

OFFICIALS AND COMMITTEE REPORTS:

Planning Board – There was nothing to report.

Zoning Board of Appeals – There was nothing to report.

Youth Commission – Councilperson Rounds reported that the Youth Commission had their regularly scheduled meeting last evening, Monday, February 26, 2018, and that sign-ups for baseball have started. A discussion was held at the Youth Commission's meeting regarding the beginning of background checks for coaches. There will be three people per team that will be required to have background checks. The head coaches and two assistant coaches per team will be asked to submit and have a background check done. NYMIR had put together a recommendation for a company called Safe Hiring Solutions. Councilperson Rounds had also contacted a local company, but Safe Hiring Solutions is considerably less expensive than the local company. Safe Hiring Solutions covers verification of social security, address history, national criminal history database, multi-state sex offender registry, and the county criminal search. Safe Hiring Solutions will provide the Youth Commission with the reports, and then the Youth Commission has to decide if there are items on the reports that would affect the person participating in the coaching position. Safe Hiring Solutions told Councilperson Rounds that the level one screening will meet or complete the coverage that is needed. Councilperson Rounds will speak with NYMIR to ask questions such as if a tax invasion is considered a criteria that they would recommend the Youth Commission use as a negative. Supervisor Whitesell suggested that Councilperson Rounds reach out to Susan O'Rourke or Tom Laylor at NYMIR. Councilperson Rounds stated she will reach out to them, and that she and Craig Kick will meet to discuss same. The Commissioner of the different leagues will be meeting next week. Safe Hiring Solutions recommended that the Youth Commission e-mail the link for the website to the coaches, and have them complete the application. Councilperson Cline asked that once the Youth Commission receives the report, where does the decision rest regarding the findings on the reports? Councilperson Rounds responded that she will have a discussion with NYMIR regarding their recommendation for criteria, and that the findings will be presented to the Town Board. Councilperson Rounds and Craig Kick will have background checks done on themselves in order to be points of contact for Safe Hiring Solutions. Councilperson Cline suggested that once the reports are completed and provided to the Youth Commission, they should be filed in a secure place. Parents who would like to be involved, but not necessarily designated coaches, will pay for their own background checks. The Youth Commission has three new members, Chris Streno, Steve Hayes and Matt Lisi, who need to be appointed to the Commission. A motion was made by Councilperson Rounds to appoint Chris Streno, Steve Hayes and Matt Lisi to the Youth Commission, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

(Resolution Appended)

Code Enforcement – Violations – Mr. Pappas placed 11 placards on vacant houses in the Town; five in Orchard Park, with the remaining six scattered throughout the Town. Four of the vacant houses are unsafe structures and now have "Xs" on them. Mr. Pappas has been working on the vacant property registrations. He has received two applications for the vacant property registrations. Bookkeeper Reifler is looking into opening an escrow account for the vacant

property registrations. The motor in the boiler at the Community Center was replaced. The County will be holding a “tire day” on June 11, 2018. A motion was made by Councilperson Rounds to set June 6-9, 2018 (backup dates of June 13-16, 2018) as “tire day” for tires to be dropped off at the landfill on Hance Road in the Town of Binghamton by Town residents with ID reflecting proof of residency for acceptance of the tires, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

Highway – The Highway Department has been working on equipment and snowplowing. The Highway Department will be replacing some miscellaneous fire hydrants around the Town, some from the 1950s. Highway Superintendent Donahue spoke with Sentry Alarms concerning the Town’s security system. Sentry Alarms will be looking at the current security system for upgrades. A cellular modem is recommended for the security system.

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

- Town Clerk’s Monthly Report for January 2018
- Office of Code Enforcement Monthly Report for January 2018
- DCO Monthly Report for January 2018

SUPERVISOR’S REPORT

Broome County Association of Towns - Monthly Meeting – There will not be a monthly meeting in February 2018. The BC Association of Towns is currently seeking people to fill officer roles.

NYS Association of Towns - Annual Conference - Review – Five Town officials attended the conference. Supervisor Whitesell is in receipt of Town Clerk Conklin’s report, and is currently working on his report, which will be available at the next work session for the Board’s review. Fourteen resolutions were passed at the conference.

UNFINISHED BUSINESS:

Highway Department – Acceptance of Bid for New Heavy Duty Dump Truck – The bids were opened on February 22, 2018 at 12:01 p.m. There was one bid by Burr Truck in the amount of \$182,732.00, which includes the dump body/spreader with left discharge and the cab and chassis. The cab and chassis is the NJPA price, which is \$115,154.00, and the dump body/spreader with left discharge price is \$67,578.00. Councilperson Rounds made the motion to accept the single bid from Burr Truck for the 2018 or newer all season dump body/spreader with front left discharge, cab and chassis at a bid price of \$182,732.00 to replace the existing 2002 and 2004 dump trucks, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

(Resolution Appended)

TOB Hance Road Property – Logging Timber Harvesting - Update – Town Attorney Pope and Highway Superintendent Donahue are working on a proposal. Further discussion will be held on March 6, 2018 at the next Town Work Session.

Sentry Alarms – Authorization to Purchase New DVR – The purchase price for the new DVR is \$1,135.00. Town Attorney Pope recommended Sentry Alarms add the following language to the Proposal: “Central Station Monitoring – No Change in Monitoring”. Councilperson Rounds made the motion to authorize the expenditure for the replacement of the DVR system from Sentry Alarms in the amount of \$1,135.00 with the inclusion of the “Central Station Monitoring – No Change in Monitoring”, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried. Mr. Pappas will contact Sentry Alarms to request that the language be included in the Proposal.

(Resolution Appended)

NYS Town Clerks Association – Authorization to Attend Annual Conference – April 22-25, 2018 – Councilperson Cline made the motion to authorize the registration, per diem and mileage for Town Clerk Conklin to attend the NYS Town Clerks Association Annual Conference on April 22-25, 2018, and the motion was duly seconded by Councilperson Rounds. The registration fee for the conference is \$185.00.

Thoma Development – Authorization to Resubmit Community Development Block Grant Application – Supervisor Whitesell is in receipt of a letter from Rich Cunningham from Thoma Development regarding an exit conference. Councilperson Rounds sent a letter to Rich Cunningham responding to the correspondence informing the Town that the Town’s 2017 CDBG housing application was not funded. Councilperson Rounds included e-mail addresses for Town Board members in the correspondence, but has not had any response. Councilperson Rounds called Mr. Cunningham a week later, and he was surprised to learn that she had no response. Mr. Cunningham provided Councilperson Rounds with the name of a gentleman at OSC. Councilperson Rounds spoke with Charlie at OSC, who informed her that her correspondence had been received and that the Town is in the queue, and that Councilperson Rounds should be hearing from a woman named Diane. Two weeks have passed, and Councilperson Rounds has not heard from Diane. Councilperson Rounds will contact Charlie to see what the time frame is. Supervisor Whitesell stated that Mr. Cunningham has requested the Town’s consideration to put together another application for 2018, and that the cost of the application re-submittal for 2018 will be \$1,000.00, which is a budgeted item. Councilperson Rounds made the motion to authorize the Town to enter into an agreement at a cost of \$1,000.00 to Thoma Development Consultants for the Town’s 2018 application for the Community Development Block Grant housing rehabilitation grant, and the motion was duly seconded by Councilperson Cline. After discussion regarding the uncertainty of the time frame, Councilperson Cline made the motion to table the motion and it was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried. There will be further discussion at the March meeting.

(Resolution Appended)

There was no further unfinished business.

NEW BUSINESS:

Highway Department – Approval of Expenditures from Reserve Highway Fund – Approval already authorized earlier in Town Board meeting.

Highway Department – Approval of Highway Winter 2018 Auction Items on Auction International – Highway Superintendent Donahue presented the Town Board with a list of 14 items to be declared as surplus items. Councilperson Rounds made a motion declaring the Town of Binghamton Highway 2018 Winter Auction List as surplus items, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried. Councilperson Cline made a motion authorizing the sale of the surplus items on Auction International, and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried. Supervisor Whitesell asked for the removal of item 4, 2009 Jeep Patriot, from the Highway 2018 Winter Auction List. After discussion, Councilperson Cline agreed to amend the motion to reflect the removal of item 4, 2009 Jeep Patriot, from the Town of Binghamton Highway 2018 Winter Auction List as surplus, and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried.

(Resolution Appended)

Highway Department – Agreement to Spend Highway Funds – Highway Superintendent Donahue provided the Board with an Agreement for approval of expenditures from Mr. Donahue’s budget for repairs that he would like to do in the Town in the current fiscal year. Mr. Donahue stated that the Agreement is pursuant to the provisions of Section 284 of the Highway Law for the following: General Repairs upon 49.74 miles of roads in the amount of \$257,000.00 to include Maria Blvd., Hawthorne Road, W. Hamton Rd., E. Hamton Rd. to the City line and all other Town roads. Councilperson Cline made a motion to authorize the approval of the Agreement to Spend Highway Funds, and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried.

(Resolution Appended)

Highway Department – Mini Bids – OGS – Highway Superintendent Donahue stated that OGS has a new bidding procedure for bids referred to as mini bids. The bid is done on an individual basis (mini bids). The new procedure is as follows: When a Town is, for example, bidding on a pick-up truck, the Town has to tell the State what they are looking for, the State will put it out to bid, and then the State will send the Town the prices of the vendors they sent the information to and how the prices come back. The Town is not obligated to accept the vendors’ prices. Councilperson Rounds made a motion to authorize Highway Superintendent Donahue to make mini bids through OGS, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

2018 DWI Tournament Dates – Approval of Use of Jackson Park – Councilperson Cline made a motion to approve the use of Jackson Park on July 6, 7, and 8, 2018 for the 2018 DWI Tournament, and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried. A Certificate of Insurance will need to be provided to the Town and filed with the Town Clerk. A discussion was held concerning the use of the concession stand for the tournament. Mr. Pappas will contact Lou Bishop to discuss the use of the concession stand for the tournament. Councilperson Rounds suggested contacting organizations such as the Girls Scouts, Boy Scouts, etc., to see if they would be interested in

using the concession stand as a way to raise funds for their organization. A discussion was held concerning the rental fee for the use of Jackson Park. Further discussion will be held on March 22, 2018 at the next Town Board meeting.

There was no further new business.

VOICE OF THE PUBLIC:

Supervisor Whitesell opened the floor to the public at 8:18 p.m. There being no presentations to be brought before the board, the floor was declared closed.

ADJOURNMENT:

Councilperson Cline made the motion to adjourn the meeting and the motion was duly seconded by Councilperson Rounds. All those present voted in favor of the motion. Motion carried. The meeting was adjourned at 8:19 p.m.

The next meeting of the Town of Binghamton Town Board will be a work session to be held on Tuesday, March 6, 2018, 5:00 p.m., at the Town of Binghamton Town Hall, 279 Park Avenue, Binghamton, NY.

Respectfully submitted,



Vickie A. Conklin
Town Clerk