

TOWN OF BINGHAMTON
TOWN BOARD
April 16, 2019

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MINUTES OF THE REGULAR MEETING OF THE TOWN OF BINGHAMTON TOWN BOARD HELD ON TUESDAY, APRIL 16, 2019, 7:00 P.M., TOWN OF BINGHAMTON TOWN HALL, 279 PARK AVENUE, BINGHAMTON, NEW YORK.

The meeting was called to order at 7:02 p.m. by Supervisor Rounds.

PLEDGE OF ALLEGIANCE

ROLL CALL:

E. Rounds, Supervisor	Present	M. Leighton, Councilperson	Absent
N. Cline, Councilperson	Present	M. Bensley, Councilperson	Present
V. Xlander, Deputy Supervisor	Absent		

OTHERS PRESENT:

V. Conklin, Town Clerk	R. Mastin, TOB Planning Board Member
A. Pope, Town Attorney	N. Pappas, Building Administrator/Code
M. Donahue, Highway Superintendent	2 Guests

APPROVAL OF AUDITED CLAIMS:

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

Lighting	Claim No. 278	\$	131.07
Sewer	Claim No. 279-280	\$	861.19
Water	Claim No. 280-283	\$	1,072.45
Highway Fund	Claim No. 284-300	\$	14,078.82
General Fund	Claim No. 301-338	\$	13,339.35

The motion was duly seconded by Councilperson Bensley. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Cline, Bensley Absent: Xlander, Leighton

Nays: None

Declared adopted.

(Resolution Appended)

APPROVAL OF MINUTES:

Councilperson Cline made the motion to approve the minutes of the Work Session held on April 2, 2019 as submitted, and the motion was duly seconded by Councilperson Bensley. All those present voted in favor of the motion. Motion carried.

VOICE OF PUBLIC:

Supervisor Rounds opened the floor to the public at 7:04 p.m. There being no presentations to be brought before the Board, the floor was declared closed at 7:04 p.m.

COMMUNICATIONS AND ANNOUNCEMENTS:

Good Friday – TOB Municipal Buildings – Closed – Friday, April 19, 2019 in Observance of Good Friday

18th Annual Easter Egg Hunt – Saturday, April 20, 2019 at Noon at the TOB Community Center

TOB Volunteer Fire Co. – Open House and Recruitment – Saturday, April 27, 2019 from Noon to 3:00 p.m. at Station #1, Hawleyton Road

Rabies Clinic – Wednesday, May 22, 2019 – 6:00 p.m. to 7:00 p.m. at the TOB Highway Garage

OFFICIALS AND COMMITTEE REPORTS:

Planning Board – The next regularly scheduled meeting will be held on Tuesday, April 30, 2019 at 7:00 p.m. at the TOB Town Hall.

Zoning Board of Appeals – The pending case scheduled for April 10, 2019 was cancelled due to the lack of a quorum. The pending case has been rescheduled for May 8, 2019.

Youth Commission – There is a meeting scheduled for Thursday, April 18, 2019. Opening day is scheduled for April 27, 2019.

Code Enforcement – Code violation letters have been sent out, with some responses received.

Highway Department – The Highway Department has been cleaning up from the storm on Sunday evening. Sweeping has been completed. A project will begin on Cheryl Drive, which consists of replacing some of the storm drains. Paving will begin soon. Brush pick up will begin May 6, and continue through May 29, 2019.

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

Town Clerk's Monthly Report for March 2019

Office of Code Enforcement Monthly Report for March 2019

DCO Monthly Report for March 2019

Certificate of Completion – Supervisor Rounds – NYS Emergency Management

Certification & Training

SUPERVISOR'S REPORT:

Broome County Association of Towns - Monthly Meeting – The next monthly meeting will be held on April 25, 2019, at The Riverdale Banquet Hall, 2901 Watson Blvd., Endwell, New York at 6:00 p.m. The guest speaker will be Congressman Brindisi.

UNFINISHED BUSINESS:

CDBG – Bid Award – The Town received one bid from Thoma Development for the administration portion of the CDBG. A copy of the proposal from Thoma Development, a copy of the spreadsheet of who has been contacted, form of contact, and who has requested the RFP, and the Affidavits of Publication will be provided to the State to move the process forward.

19th Annual Town Finance School – Approval – Supervisor Rounds and Bookkeeper Reifler will be attending the Town Finance School May 9 and 10, 2019 in Saratoga Springs.

Highway – Felters, Hawthorne, Cynthia and Douglas Sanitary Sewer Lining Project – Awarding of Bid – Clark Patterson recommended to the Board that the project be awarded to Kenyon Pipeline Inspection, LLC, the lowest bid, in the amount of \$116,000.00. A motion was made by Councilperson Cline to accept the bid by Kenyon Pipeline Inspection, LLC in the amount of \$116,000.00 for the Felters, Hawthorne, Cynthia and Douglas Sanitary Sewer Lining Project, and the motion was duly seconded by Councilperson Bensley. All those present voted in favor of the motion. Motion carried.

A roll call vote resulted in the following:

Ayes: Rounds, Cline, Bensley

Absent: Xlander, Leighton

Nays: None

Declared adopted.

(Resolution Appended)

Zoning Changes – Approval – The Town is in receipt of the 239 Review from the County. The County has some concerns and considerations. The County is requesting that the Town define what a Planned Recreation District means. Mr. Mastin provided a handout to the Board that reflects the definition of a Planned Recreation District for the Town of Maine. Mr. Mastin stated that he has talked to Bill McGowan, who will put the matter on the agenda for the April 30th Planning Board meeting. The Planning Board will re-work the Town of Maine's definition to ensure that it fits for the TOB. The County is also requesting the SEQR Full EAF for the rezoning of 25 or more acres. Town Attorney Pope stated that the SEQR Full EAF does not have to be provided as the matter is not controversial, there is no opposition, and that it is cleaning up something as opposed to being a new addition. Mr. Mastin stated that parcel 224.04-1-21 on Hance Road, a commercial business, desires to stay a PDD listing. A motion was made by Councilperson Bensley to refer the comments from Broome County's review of the 239 to the Planning Board to create a definition for the Planned Recreation District; the short SEQR form

will be completed by the Town Board, and the Planning Board will respond to the other comments and refer back to the Town Board, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

A roll call vote resulted in the following:

Ayes: Rounds, Cline, Bensley

Absent: Xlander, Leighton

Nays: None

Declared adopted.

(Resolution Appended)

John Tokos – Montrose Ave. – Add to Sewer/Water District – Resolution – A discussion was held concerning the lateral use of the paper street by Mr. Tokos. A motion was made by Councilperson Cline to set a public hearing for Tuesday, May 21, 2019 at 7:01 p.m. for consideration to add 1963 Montrose Avenue (tax map number 176.15-4-13), Binghamton, New York, to the consolidated water/sewer district, and the motion was duly seconded by Councilperson Bensley. All those present voted in favor of the motion. Motion carried.

A roll call vote resulted in the following:

Ayes: Rounds, Cline, Bensley

Absent: Xlander, Leighton

Nays: None

Declared adopted.

(Resolution Appended)

TOB Parkland Alienation to TOB Volunteer Fire Co. – Supervisor Rounds stated that a SEQR review of the property needs to be completed, and a questionnaire needs to be filled out. Deputy Town Attorney Pope will complete the SEQR review. Supervisor Rounds and Mr. Mastin will work together to fill out the questionnaire. A notification letter also needs to be sent out to the NYS Parks Department.

Sexual Harassment Policy – Supervisor Rounds stated that the next steps in the process are for training to be completed, and to appoint a Compliance Officer.

Frontier – Fiber Optic System Update – Supervisor Rounds stated that Frontier will be starting to lay fiber optic lines in the Town for high speed internet.

There was no further unfinished business.

NEW BUSINESS:

Highway Department – Authorization to Bid on Two Cabs and Chassis – Highway Superintendent Donahue stated that the Highway Department would like to replace two (2) 2014 Dodge Rams. The dump bodies will be removed and will be put on the new cabs and chassis. The two (2) 2014 Dodge Ram cabs and chassis will then be sold. A motion was made by Councilperson Bensley to authorize the Highway Department to accept bids for two (2) 2018 or newer 1 ½ ton 4x4 Cabs and Chassis with a deadline for acceptance of bids of May 7, 2019 at 12:00 p.m., and the opening of bids 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.

TOB Municipal Clean Up Days – June 6 & 7, 2019 – Resolution – Supervisor Rounds stated that the Town will participate in the Broome County Landfill Municipal Clean Up Days. The tipping fees will be waived by the BC Landfill. The Town will take the refuse to the BC Landfill on June 11, 2019. The TOB will have Municipal Clean Up days on June 6 and 7, 2019 at the Highway Garage. The Town will be sending postcards to residents informing of the clean up days, with a list of acceptable and non-acceptable items. The information will also be posted on the TOB website. A motion was made by Councilperson Bensley to approve the date of June 11, 2019 as the drop off date at the Broome County Landfill for refuse from the TOB Municipal Clean Up Days, and the motion was duly seconded by Councilperson Cline. All those present voted in favor of the motion. Motion carried.

A roll call vote resulted in the following:

Ayes: Rounds, Cline, Bensley

Absent: Xlander, Leighton

Nays: None

Declared adopted.

(Resolution Appended)

Town Clerk – Marriage Officer Appointment – A motion was made by Councilperson Cline to appoint Town Clerk Vickie Conklin as Marriage Officer for the remainder of 2019, and the motion was duly seconded by Councilperson Bensley. All those present voted in favor of the motion. Motion carried.

There was no further new business.

VOICE OF THE PUBLIC:

Supervisor Rounds opened the floor to the public at 8:02 p.m.

Elizabeth Rounds – Supervisor Rounds stated that this is the last meeting that Councilperson Cline will be present as a Councilperson. She invited Councilperson Cline to come back on May 7, 2019 for a reception honoring him for his 21 years as a councilperson. She further stated she is actually sitting here in her seat because 11 years ago she received a telephone call from

Councilperson Cline asking her if she would like to get involved in politics as a councilperson was resigning. She said yes, submitted a letter, and was appointed to the Town Board. She thanked Councilperson Cline for being her mentor, and stated that we will miss him and his corny jokes.

There being no further presentations to be brought before the Board, the floor was declared closed at 8:04 p.m.

ADJOURNMENT:

A motion was made by Councilperson Cline to adjourn the meeting at 8:08 p.m., and the motion was duly seconded by Councilperson Bensley. 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 7, 2019, 5:30 p.m., at the Town of Binghamton Town Hall, 279 Park Avenue, Binghamton, NY.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Vickie A. Conklin".

Vickie A. Conklin
Town Clerk

RESOLUTION

At a regular meeting of the Town Board of the Town of Binghamton, Broome County, New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 16th day of April, 2019 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds
Councilperson Norman Cline
Councilperson Michael Bensley

ABSENT: Councilperson Victoria L. Xlander
Councilperson Mark Leighton

The Resolution set forth below was duly offered by Councilperson Cline, who moved its adoption, and was seconded by Councilperson Bensley.


A vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: All

NAYS: None

ABSENT: Councilperson Victoria L. Xlander
Councilperson Mark Leighton

The Resolution was then declared adopted.



Vickie A. Conklin,
Town Clerk

RESOLUTION:

WHEREAS, the Town Board has before it for approval, certain Audited Claims and a request for authorization that said Audited Claims be paid by the Town of Binghamton.

NOW, THEREFORE, be it

RESOLVED, that upon review of the Audited Claims by those Board Members present, the said Audited Claims are hereby approved for payment by the Town of Binghamton; and be it further

RESOLVED, that such other Town employees or officials are authorized to take such additional and further action as is necessary to implement this Resolution.

RESOLUTION

At a regular meeting of the Town Board of the Town of Binghamton, Broome County, New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 16th day of April, 2019 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds
Councilperson Norman Cline
Councilperson Michael Bensley

ABSENT: Councilperson Victoria L. Xlander
Councilperson Mark Leighton

The Resolution set forth below was duly offered by Councilperson Cline, who moved its adoption, and was seconded by Councilperson Bensley.


A vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: All

NAYS: None

ABSENT: Councilperson Victoria L. Xlander
Councilperson Mark Leighton

The Resolution was then declared adopted.



Vickie A. Conklin,
Town Clerk

RESOLUTION:

WHEREAS, the Town Board has before it for consideration the Highway Department's proposed bid award for the Sanitary Sewer Lining Project to Kenyon Pipeline Inspection, LLC for the bid price of \$116,000.00.

NOW, THEREFORE, be it

RESOLVED, the bid award for the Sanitary Sewer Lining Project to Kenyon Pipeline Inspection, LLC for the bid price of \$116,000.00 for the Sanitary Sewer Lining Project is hereby approved; and be it further

RESOLVED, that such other Town employees or officials are authorized to take such additional and further action as is necessary to implement this Resolution.

RESOLUTION

At a regular meeting of the Town Board of the Town of Binghamton, Broome County, New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 16th day of April, 2019 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds
Councilperson Norman Cline
Councilperson Michael Bensley

ABSENT: Councilperson Victoria L. Xlander
Councilperson Mark Leighton

The Resolution set forth below was duly offered by Councilperson Bensley, who moved its adoption, and was seconded by Councilperson Cline.

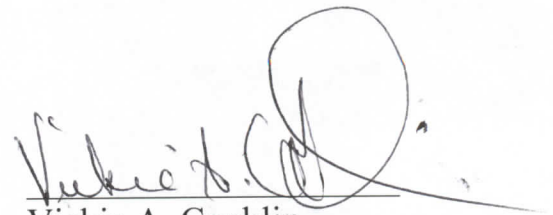
A vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: All

NAYS: None

ABSENT: Councilperson Victoria L. Xlander
Councilperson Mark Leighton

The Resolution was then declared adopted.


Vickie A. Conklin,
Town Clerk

RESOLUTION:

WHEREAS, the Town Board has before it for consideration approval of Town-wide municipal clean up days for June 6 & 7, 2019. Items accepted: White goods, including washers, dryers, stoves and hot water heaters; refrigerators and freezers must have doors removed, electronics, and furniture and limited construction debris will be accepted.

NOW, THEREFORE, be it

RESOLVED, that the Town-wide municipal clean up days for June 6 & 7, 2019, is hereby approved; and be it further

RESOLVED, that such other Town employees or officials are authorized to take such additional and further action as is necessary to implement this Resolution.