

**TOWN OF BINGHAMTON
TOWN BOARD
November 19, 2024**

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MINUTES OF THE REGULAR MEETING OF THE TOWN OF BINGHAMTON TOWN BOARD HELD ON TUESDAY, November 19, 2024 AT 6:00 P.M., TOWN OF BINGHAMTON TOWN HALL, 279 PARK AVENUE, BINGHAMTON, NEW YORK.

CALL TO ORDER: 6:00 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL:

E. Rounds, Supervisor	Present
M. Bensley, Dep. Supervisor	Present
D. Nye, Councilperson	Present
M. Donahue, Councilperson	Present
V. Conklin, Councilperson	Present

OTHERS PRESENT:

T. Tokos, Town Clerk
G. Middleton, Town Attorney
N. Pappas, Code Enforcement, Buildings and Grounds
Z. Soboleski, Code Enforcement, Buildings and Grounds
M. Leighton, Highway
K. Olds, TOB Fire Company

PUBLIC HEARINGS:

- **Hearing #1:** To consider input on the Proposed 2025 Town of Binghamton Volunteer Fire Dept Contract. Supervisor Rounds opened the Floor at: 6:01 p.m. to anyone present who would like to discuss or state an opinion regarding the Contract. No one was present, Supervisor Rounds closed the floor at 6:02 P.M.

Councilperson Donahue made a motion to adopt a Resolution to approve and authorize Supervisor Rounds to sign the 2025 Town of Binghamton Volunteer Fire Department Contract covering a 3-year period effective January 1, 2025 thru December 31, 2027.

Councilperson Nye duly seconded the motion. A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Nye, Donahue, Conklin.
Abstained: None

Nays: None
Absent: None

Motion Carried.

- **Hearing #2:** To consider input on the Proposed amendment to Chapter 202 of the Town of Binghamton code related to recertification fee and monies held in escrow to cover actual expenditures relating to telecommunication towers. Supervisor Rounds opened the Floor at: 6:04 p.m. to anyone present who would like to discuss or state an opinion regarding the Proposed amendment. Bill Webb Residing at 55 Foland Rd. was present and wanted to hear the information. He was given a copy of the amendment, Supervisor Rounds explained the particulars. There were no others present, Supervisor Rounds closed the Floor at 6:09 p.m.

A brief discussion and explanation from Attorney Middleton regarding “SEQR” was given.

A motion was made by Deputy Supervisor Bensley to pass a Resolution to declare the Town Board of the Town of Binghamton the lead agency for the purposes of SEQR review for Proposed Local Law No. 2 of the year 2024 entitled “A Local Law Amending Chapter 202 of The Town of Binghamton Town Code Entitled “Telecommunications” and to declare the proposed action an unlisted action for purposes of SEQR review. the motion was duly seconded by Councilperson Conklin, A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Nye, Donahue, Conklin.
Abstained: None

Nays: None
Absent: None

Motion Carried.

The Town Board reviewed the unlisted action Part I completed SEQR form, and following discussion, completed Parts II and III.

A motion was made by Councilperson Donahue to pass a Resolution to issues a negative declaration for the SEQR review of the Proposed Local Law No. 2 of the year 2024 entitled A LOCAL LAW AMENDING CHAPTER 202 OF THE TOWN OF BINGHAMTON TOWN CODE ENTITLED “TELECOMMUNICATIONS” The motion was duly seconded by Deputy Supervisor Bensley, A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Nye, Donahue, Conklin.
Abstained: None

Nays: None
Absent: None

Motion Carried.

A motion was made by Deputy Supervisor Bensley to pass a Resolution to approve and adopt Local Law NO. 2 of the year 2024 entitled A LOCAL LAW AMENDING CHAPTER 202 OF THE TOWN OF BINGHAMTON TOWN CODE ENTITLED “TELECOMMUNICATIONS” the motion was duly seconded by Councilperson Donahue, all those present voted in favor of the motion. A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Nye, Donahue, Conklin.
Abstained: None

Nays: None
Absent: None

Motion Carried.

Once the Local Law is filed the board will have a basis for setting a fee. The Plan is to set the fee at the December 3rd Work Session meeting.

- **Hearing #3:** To consider Public comments on the speed reduction on the list of linear and area road speed limits to be reduced to the County. Supervisor Rounds opened the Floor at: 6:23 p.m. to anyone present who would like to discuss or state an opinion regarding the Speed reduction list. There was no one present. Supervisor Rounds Closed the Floor at 6:25 p.m. The list of roads will be attached to the minutes and available in the Town Clerks office.

A motion was made by Deputy Supervisor Bensley to pass a Resolution to approve the Town of Binghamton Board to submit the list of roads to the County for their consideration to send it on to the State. The motion was duly seconded by Councilperson Conklin, all those present voted in favor of the motion. A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Nye, Donahue, Conklin. Nays: None
Abstained: None Absent: None

Motion Carried.

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. An executive session will be not be held today.

APPROVAL OF AUDITED CLAIMS:

Councilperson Conklin made a motion to adopt a Resolution to approve the following claims as audited:

General	Claim No. 926 - 941	\$ 53,555.36
Highway	Claim No. 908 - 925	\$ 275,444.53
Sewer	Claim No. 903 - 904	\$ 7,704.76
Lighting	Claim No. 902	\$ 35.59
Water	Claim No. 904 - 907	\$ 8,073.67
TOTAL		\$ 344,813.91

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

Ayes: Rounds, Bensley, Donahue, Nye, Conklin Absent: None

Nays: None Abstained: None

Declared adopted. Motion carried.

RECOGNITION OF MINUTES:

Work Session Minutes of November 7, 2024 -Approved.

VOICE OF THE PUBLIC: Open: 6:27p.m. Closed: 6:27p.m.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Thanksgiving – TOB Municipal Buildings closed Thursday, November 28, and Friday November 29, 2024 in observance of Thanksgiving.

OFFICIALS AND COMMITTEE REPORTS:

Planning Board/Zoning Board of Appeals:

A Hearing is set in December for a resident in need of a variance to complete a project before the winter weather sets in. The Next regular scheduled meeting is to be held January 28, 2025.

Youth Commission – No report

Code Enforcement/Buildings and Grounds – Finishing up outside, Blacktop is in, all set for winter. There was some discussion regarding a few properties.

Highway: - Maintenance going on getting ready for winter weather. Brush and leaf pick-ups. New trucks are ready to roll, new salter is on.

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

- Town Clerk’s Monthly Report for October 2024
- DCO Monthly Report for October 2024
- Code Enforcement Officer’s Monthly Report for October 2024

TOB Volunteer Fire Co:

16 calls this month- 1 EMS, 1 Smoke, 1 Co, 1 MVA, 2 Hazardous conditions, 4 House fires, 3 Mutual Aid, 1 Brush Fire, 2 Trees down.

Supervisor: There was a discussion regarding Dr. Miller’s property and the water tower. Attorney Middleton is looking into the details regarding the purchase agreement or swap of the part of the property that the tower is on.

Senior Commission: - Last week the book group met here with a very good turnout, the author of the book Distant skies, Missy Chapman a town resident, was here, she talked about her journey, and also had many pictures. It went very well. The office of the aging came and talked about Medicare. Their next meeting will be next week.

PLEASE NOTE! Most activities take place at the Town Hall from 2p.m.- 4p.m. unless otherwise noted!

NOTE: Weather Cancellation policy: if the schools are closed, we will not be meeting.

UNFINISHED BUSINESS: - Pro-Housing communities Model Resolution –

Deputy Supervisor Bensley made a motion to adopt a Resolution to approve the Pro Housing Communities Certification. The motion was duly seconded by Councilperson Donahue. All those present voted against the Resolution. A roll call vote resulted in the following:

Ayes: None

Absent: None

Nays: Rounds, Bensley, Donahue, Nye, Conklin

Abstained: None

Motion Denied.

NEW BUSINESS: Highway Superintendent Leighton produced a quote for 2 new Fire Hydrants at a discounted rate.

Councilperson Donahue made a motion to approve the purchase of 2 new K81D 5'6" Fire Hydrants. The motion was duly seconded by Deputy Supervisor Bensley. All those present voted in favor of the motion. A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Donahue, Nye, Conklin Absent: None

Nays: None Abstained: None

Declared adopted. Motion carried.

Patrick Wagner is interested in filling in the open seat on the ZBA Board.

Deputy Supervisor Bensley made a Motion to approve Patrick Wagner as the new Zoning Board of Appeals. The motion was duly seconded by Councilperson Conklin. All present voted in favor. Attorney Middleton will email information to Patrick.

VOICE OF THE PUBLIC: No one present.

ADJOURNMENT:

Deputy Supervisor Bensley made a motion to adjourn the meeting at 7:06 pm
Councilperson Conklin duly seconded the motion.

Upcoming:

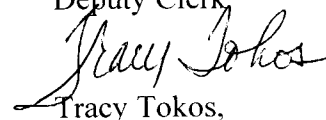
The next meeting of the Town of Binghamton Town Board will be a Work Session to be held on Thursday December 3, 2024 @ 4:00 p.m., at the Town of Binghamton Town Hall, 279 Park Avenue, Binghamton, NY.

The next regular Town Board Meeting will be held on Tuesday December 17, 2024 @ 6:00 p.m.

Respectfully Recorded, Transcribed and Submitted,



Paula Edwards,
Deputy Clerk



Tracy Tokos,
Town Clerk