

**Town of Dickinson**  
*Town Board Work Session Meeting Agenda*  
*February 7, 2022*  
*5:30 PM*  
*Location: Town Hall and Zoom*  
*(Agenda subject to change prior to the meeting)*  
*Please observe social distancing and mask requirements.*

Meeting Link:

<https://us02web.zoom.us/j/81766473907?pwd=SUxtS3RDRElqWTdYUXVVeVVxcHNKQT09>

Meeting ID: 817 6647 3907

Passcode: 179227

Dial in phone number: 1- 646-876-9923

**CALL TO ORDER/WELCOME**

- I. PUBLIC HEARING 5:30 PM RE: FENCE PERMITS
- II. PUBLIC HEARING 5:30 PM RE: TO CONSIDER A FRANCHISE AGREEMENT WITH SPECTRUM NORTHEAST, LLC , an indirect subsidiary of CHARTER COMMUNICATIONS

**III. THE CHAIR**

- 2022 Newsletter
- Harassment and Discrimination Annual Training

**IV. ATTORNEY**

- Discussion: Fence Permits
- Discuss and approve the real estate purchase of the property next to the highway garage
- Resolution: Suspension of the renewal requirement for the senior exemption and disability exemption:
  - RP-467 Partial Tax Exemption for Real Property of Senior Citizens
  - RP-459-c Partial Tax Exemption for Real Property of Persons with Disabilities and Limited Income
- UPDATE: 36 Pulaski Street
- Discussion: Smoke Free Grounds Policy
- Town of Dickinson and Town of Chenango Water Agreement for 2022
- UPDATE: Spectrum contract

**V. PUBLIC WORKS**

**VI. CODE ENFORCEMENT**

**ADJOURNMENT:**

*Motion to adjourn the meeting: Meeting adjourned at \_\_\_\_\_ p.m.*

**TOWN OF DICKINSON  
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Dickinson at Town Hall, 531 Old Front Street Binghamton, NY on February 7, 2022 at 5:30 p.m., or as soon thereafter as the matter may be heard, regarding a local law entitled "A Local Law Amending Chapter 294 of the Town Code entitled 'Fences.'" The purpose of this local law is to amend Section 294-3 regarding the fence permit application process.

TAKE FURTHER NOTICE that the environmental significance, if any, of the proposed local law will be reviewed by said Town Board incident to and as a part of said public hearing.

Members of the public may attend in person. Those who cannot attend in person, or who do not wish to attend in person, may attend remotely:

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Interested persons shall be entitled to be heard upon said proposed local law. Persons with disabilities who require assistance in attending said public hearing, or in furnishing comments and suggestions, should contact the undersigned to request such assistance. Communications in writing in relation thereto may be filed with the Town Board prior to the public hearing.

Dated: January 21, 2022

SUSAN CERRETANI  
Town Clerk, Town of Dickinson

**Town of Dickinson**

**Resolution No. \_\_\_\_\_**

**Resolution Adopting Local Law #2-2022 entitled  
“A Local Law Amending Chapter 294 of the Town Code entitled ‘Fences’”**

At a meeting of the Town Board of the Town of Dickinson held on the 14th day of February, 2022, the following resolution was offered and seconded:

**WHEREAS**, the Town of Dickinson scheduled a public hearing for February 7th, 2022 at 5:30 p.m. for Local Law No. 2 of 2022 entitled “A Local Law Amending Chapter 294 of the Town Code entitled ‘Fences’”; and

**WHEREAS**, notice of said public hearing was duly advertised in the official newspaper of the Town and posted on the Town Clerk’s signboard; and

**WHEREAS**, said public hearing was duly held on the 7th day of February, 2022 at 5:30 p.m. and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

**WHEREAS**, pursuant to the State Environmental Quality Review Act, it has been determined by the Town Board that adoption of the proposed Local Law constitutes a Type II Action as defined under 6 NYCRR 617.5(c)(26) and (33); and

**WHEREAS**, the Town Board, after due deliberation, finds it in the best interest of the Town to adopt said Local Law.

**NOW, THEREFORE BE IT RESOLVED** that the Town Board hereby adopts said local law as Local Law No. 2 of 2022 entitled “A Local Law Amending Chapter 294 of the Town Code entitled ‘Fences’” a copy of which is attached hereto and made a part hereof; and be it further

**RESOLVED** that the Town Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and to give due notice of the adoption of said Local Law to the Secretary of State; and be it further

**RESOLVED** that this resolution will take effect upon filing with the Department of State.

**CERTIFICATION**

I, Susan Cerretani, do hereby certify that I am the Town Clerk of the Town of Dickinson and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Dickinson at a meeting thereof held on this 14th day of February, 2022. Said resolution was adopted by the following roll call vote:



**TOWN OF DICKINSON  
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Dickinson at Town Hall, 531 Old Front Street Binghamton, NY on February 7, 2022 at 5:30 p.m., or as soon thereafter as the matter may be heard, to consider a franchise agreement with Spectrum Northeast, LLC, an indirect subsidiary of CHARTER COMMUNICATIONS.

Members of the public may attend in person. Those who cannot attend in person, or who do not wish to attend in person, may attend remotely:

Meeting Link: <https://us02web.zoom.us/j/81766473907?pwd=SUxtS3RDRW1qWTdYUXVVCVVxcHNKQT09>

Meeting ID: 817 6647 3907

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Interested persons shall be entitled to be heard upon said proposed agreement. Persons with disabilities who require assistance in attending said public hearing, or in furnishing comments and suggestions, should contact the undersigned to request such assistance. Communications in writing in relation thereto may be filed with the Town Board.

Dated: January 31, 2022

SUSAN CERRETANI  
Town Clerk, Town of Dickinson

**Town of Dickinson**

**Resolution No. \_\_\_\_\_**

**A RESOLUTION APPROVING CABLE TELEVISION FRANCHISE AGREEMENT**

At a regular meeting of the Town Board of the Town of Dickinson, held at Town Hall, 531 Old Front Street Binghamton, New York on February 7, 2022 at 5:30 p.m., the following resolution was offered and seconded:

WHEREAS, Spectrum Northeast, LLC, an indirect subsidiary of Charter Communications, (“Spectrum”) has submitted an application for the approval of a cable television franchise by the Town Board of the Town of Dickinson, pursuant to its authority under the Federal Cable Communications Policy Act of 1984, as amended; and

WHEREAS, on February 7, 2022, at 5:30 p.m., the Town Board held a duly noticed public hearing on said application at Town Hall, 531 Old Front Street Binghamton, New York and all parties in attendance at said public hearing were permitted an opportunity to speak on behalf of or in opposition to said proposed franchise; and

WHEREAS, the Town Board has used due diligence to investigate and assess the financial, legal and technical ability and character of the applicant, and to ascertain the operating record and reputation of the applicant; and

WHEREAS, the applicant’s plans for constructing and operating the cable television system were considered and found adequate and feasible by the Board to reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests; and

NOW THEREFORE, the Town Board of the Town of Dickinson, duly convened in regular session, does hereby resolve as follows:

BE IT RESOLVED that the Town Board hereby approves the cable television franchise of Spectrum in the Town of Dickinson for a period of ten (10) years commencing on the date of approval by the Public Service Commission; and

BE IT FURTHER RESOLVED, that the Town Board has determined that the authorization of the Franchise Agreement constitutes a Type II action under the New York State Environmental Quality Review Act regulations at 6 NYCRR §617.5(c)(26) and (32) and therefore no further environmental review is necessary; and

BE IT FURTHER RESOLVED, that the Supervisor of the Town of Dickinson is hereby authorized to execute the Franchise Agreement (a copy of which is on file in the office of the Town Clerk), together with any other documents necessary to effectuate the Franchise Agreement; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.



State of New York  
Executive Chamber

No. 11.1

EXECUTIVE ORDER

Declaring a Disaster Emergency in the State of New York

WHEREAS, the COVID-19 global pandemic has been declared a Public Health Emergency of International Concern by the World Health Organization since early 2020;

WHEREAS, the United States Health and Human Services Secretary declared a public health emergency for the entire United States to aid the nation's healthcare community in responding to COVID-19 on January 31, 2020;

WHEREAS, New York is now experiencing COVID-19 transmission at rates the State has not seen since April 2021;

WHEREAS, the rate of new COVID-19 hospital admissions has been increasing over the past month to over 300 new admissions a day;

WHEREAS, the state must pursue a coordinated approach to ensure hospital capacity statewide is able to meet regional needs;

WHEREAS, the State government must support the municipalities and counties in their efforts to facilitate and administer vaccinations and tests for COVID-19, and to prevent the virus from continuing to spread at such rates;

WHEREAS, a new SarCoV2 variant, known as Omicron, has been identified and named a variant of concern by the World Health Organization and the Centers for Disease Control and Prevention;

WHEREAS, this variant has been identified in all 50 U.S. states, including New York, and more than 104 countries;

WHEREAS, this Omicron variant has been shown to be highly transmissible and may cause exponential spread;

WHEREAS, current vaccinations do not appear to be as effective against Omicron infection, while remaining stronger against severe disease;

NOW, THEREFORE, I, Kathy Hochul, Governor of the State of New York, by virtue of the authority vested in me by the Constitution of the State of New York and Section 28 of Article 2-B of the Executive Law, do hereby continue the terms, conditions, and suspensions contained in Executive Order 11 until January 25, 2022.

IN ADDITION, by virtue of the authority vested in me by Section 29-a of Article 2-B of the Executive Law to temporarily suspend or modify any statute, local law, ordinance, order, rule, or regulation, or parts thereof, of any agency during a State disaster emergency, if compliance with such statute, local law, ordinance, order, rule, or regulation would prevent, hinder, or delay action necessary to cope with the disaster emergency or if necessary to assist or aid in coping with such disaster, I hereby temporarily suspend or modify, for the period from the date of this Executive Order through January 25, 2022 the following:

- Title V of Article 5 of the Public Health Law and subparts 19 and 58 of Title 10 of the NYCRR, to the extent necessary to allow laboratories holding a Clinical Laboratory Improvement Acts (CLIA) certificate and meeting the CLIA quality standards described in 42 CFR Subparts H, J, K and M, to perform testing for the detection of SARS-CoV-2 in specimens collected from individuals in New York State;
- Subdivisions 7, 7-a and 8 of section 459-c of the Real Property Tax Law, and subdivisions 5, 5-a, 5-b, 5-c and 6 of section 467 of the Real Property Tax Law, to the extent necessary to permit the governing body of an assessing unit to adopt a resolution directing the assessor to grant exemptions pursuant to such section on the 2022 assessment roll to all property owners who received that exemption on the 2021 assessment roll, thereby dispensing with the need for renewal applications from such persons, and further dispensing with the requirement for assessors to mail renewal applications to such persons. Provided however, that the governing body may, at its option, include in such resolution procedures by which the assessor may require a renewal application to be filed when he or she has reason to believe that an owner who qualified for the exemption on the 2021 assessment roll may have since changed his or her primary residence, added another owner to the deed, transferred the property to a new owner, or died;
- Article 7 of the Public Officers Law to the extent necessary to authorize the New York State Senate and Assembly, at their discretion, to meet and take such action authorized by law remotely by conference call or similar service and otherwise act in conformance with the provisions of Part E of Chapter 417 of the Laws of 2021, and expiring upon the expiration of such Chapter.



GIVEN under my hand and the Privy Seal of the  
 State in the City of Albany this  
 twenty-sixth day of December in the  
 year two thousand twenty-one

BY THE GOVERNOR

Secretary to the Governor

**TOWN OF DICKINSON**

**A RESOLUTION DIRECTING THE ASSESSOR TO RENEW CERTAIN REAL PROPERTY TAX EXEMPTIONS WITHOUT REQUIRING AN APPLICATION**

At a work session meeting of the Town Board of the Town of Dickinson, held on the 7th day of February, 2022, the following resolution was offered and seconded:

**WHEREAS**, in response to the ongoing Covid-19 pandemic, the Governor of New York State has issued Executive Order 11.1, which among other things addresses the renewal of certain real property tax exemptions; and

**WHEREAS**, such Executive Order specifically provides for the renewal of exemptions for persons with disabilities under Real Property Tax Law Section 459-c and for persons age sixty-five (65) or older under Real Property Tax Law Section 467; and

**WHEREAS**, such Executive Order allows a town, by resolution, to direct its assessor to renew exemptions under Real Property Tax Law Section 459-c or Real Property Tax Law Section 467 on the 2022 assessment roll to all property owners who received such exemptions on the 2021 assessment roll without requiring receipt of a renewal application; and

**WHEREAS**, such Executive Order allows a town to set procedures by which the assessor may require a renewal application to be filed when he or she has reason to believe that an owner who qualified for the exemption on the 2021 assessment roll may have since changed his or her primary residence, added another owner to the deed, transferred the property to a new owner, or died; and

**WHEREAS**, the Town of Dickinson, for the benefit of its residents, would like to provide for the renewal of such exemptions under Real Property Tax Law Section 459-c and Real Property Tax Law Section 467 pursuant to Executive Order 11.1 without requiring the filing of an application.

**NOW THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Dickinson, duly convened in regular session, does hereby resolve as follows:

**BE IT RESOLVED** that the Assessor of the Town of Dickinson is hereby directed, in accordance with Executive Order 11.1, to renew exemptions under Real Property Tax Law Section 459-c or Real Property Tax Law Section 467 on the 2022 assessment roll to all property owners who received such exemptions on the 2021 assessment roll without requiring receipt of a renewal application; and

**BE IT FURTHER RESOLVED** that the Assessor of the Town of Dickinson may still require the filing of a renewal application where the Assessor has reason to believe that an owner



who qualified for the exemption on the 2021 assessment roll may have since changed his or her primary residence, added another owner to the deed, transferred the property to a new owner, died or that some other disqualifying event has occurred; provided that, if the Assessors requires the filing of a renewal application, the Assessor shall provide written notice to the property owner that such renewal application is required; and

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

**CERTIFICATION**

I, Susan Cerretani, do hereby certify that I am the Town Clerk of the Town of Dickinson and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Dickinson at a meeting thereof held on this 7th day of February, 2022. Said resolution was adopted by the following roll call vote:

Supervisor Michael Marinaccio \_\_\_\_\_  
Councilperson Sharon M. Exley \_\_\_\_\_  
Councilperson Thomas J. Burns \_\_\_\_\_  
Councilperson Danny F. Morabito \_\_\_\_\_  
Councilperson Steve M. Gardner \_\_\_\_\_

Town of Dickinson Seal

Dated: February 7, 2022

\_\_\_\_\_  
Susan Cerretani  
Town Clerk of the Town of Dickinson