

**October 10, 2017 – REGULAR MEETING**

**The Regular Meeting of the Town of Dickinson Town Board was called to order with the pledge of allegiance by Supervisor Michael A. Marinaccio at 6:00 PM on Tuesday, October 10, 2017 in the Town Hall, 531 Old Front St., Binghamton, NY.**

**The members of the Town Board present were:**

**Michael A. Marinaccio, Supervisor  
Stephen M. Gardner, Councilman  
Sharon M. Exley, Councilwoman  
Thomas J. Burns, Councilman  
Danny F. Morabito, Councilman**

**Also in attendance:**

**Oliver N. Blaise III, Esq., Town Attorney  
Susan M. Cerretani, Town Clerk  
Code Enforcement Officer Stephen Rafferty, Zoning Board Chair Jeanne Compton, Zoning Board member Jerry Ford, Town Historian and  
Planning Board Chair David Wasser and 3 members of the general public.**

Supervisor Marinaccio opened the Public Hearing portion of the meeting at 6:03 PM.

**PUBLIC HEARING: ADOPTING THE UPDATED COMPREHENSIVE PLAN**

Planning Board Chair David Wasser announced that the Comprehensive Plan has been updated by the Planning Board Committee who worked diligently on it for the past 2 ½ years. Mr. Wasser stated that with the route 17/86 project ongoing, the Planning Board anticipates there to be potential development and activity in the future. **The Agency, the Regional Farmers Market and Taste of New York** have opened in the Town of Dickinson.

Supervisor Marinaccio and Councilman Morabito expressed appreciation and commended the committee for their team effort and thorough job and praised the productive manor in which the committee approached the tedious task of updating the plan that was over 10years old. The Supervisor also thanked Code Enforcement Officer Rafferty for his invaluable input and noted that Mr. Rafferty has over 27 years experience working on the Planning Board of the Town of Dickinson.

**PUBLIC COMMENTS:**

Hearing none from the floor, the public hearing was closed at 6:07 pm.

**SUPERVISOR'S REPORT**

**SUPERVISOR'S MONTHLY REPORT**

October, 2017

1. Supervisor Marinaccio stated that there have been no new discussions regarding the proposed treatment center at **Broome Developmental Center**. He has contacted many of our local representatives urging them to meet again for further discussion and to cover any concerns that may exist.

**October 10, 2017 – REGULAR MEETING**

**SUPERVISOR’S REPORT CONTINUED:**

2. On Monday, September 18 at 6 PM, we conducted an information meeting in regards to the **MEGA Bulk Energy Purchasing Program**. A reporter from the Binghamton Press was in attendance. We also conducted a Public Hearing on **MEGA** on Monday, October 2.
3. Reminder: The Town of Dickinson will be participating in the **Mentoring Day** event that will take place on Wednesday, October 18, starting at approximately 10 am. This event is sponsored by the **NYS Access VR** which is part of the **NYS Education Department**. A group of students will come here along with a teacher and we will talk to them about town government and all of the departments that we have here and the services that we provide. Town Clerk Susan Cerretani and Supervisor Marinaccio will attend a breakfast at **BOCES** prior to the students coming to the town hall. They will be seated with those students who have signed up to come here. The plans for the students are as follows: to spend some time with Supervisor Marinaccio, Town Clerk Cerretani, Public Works Commissioner Kie, Administrative Assistant Wike, and the Court Justices. Lunch will be provided.
4. Mr. Marinaccio has been notified by the Executive Director of **Habitat for Humanity** that they will be moving the home that was built at the **BOCES** campus to its location on Glenwood Rd.
5. The **Court Audit** was completed by our independent auditor Michael Giovinazzo. The judges have reviewed the audit and a copy will be sent to the **NYS Unified Court System** as mandated. The audit found no serious issues and in general, the audit found our court department to be operating very well.
6. As the Supervisor reported at the work session, we received our **Fiscal Data Report** from the **State Audit & Control** and our town financial stress level was at the ‘No Designation’ level. Mr. Marinaccio stated that that is an excellent level to be in.
7. Supervisor Marinaccio has received a request from Town Historian David Wasser that we create the non-paid, voluntary position of **Historical Committee Chairperson**. This position will assist in capturing oral histories from residents, capture photographic documentation of events within our town, chair a historical committee whose charge would be accepting any donations of historical items, its storage, etc.
8. Notification was received from the **NYS Comptroller’s** office that a payment of \$34,578 will be made to the town for the annual **AIM** payment (**Aid and Incentives to Municipalities**).

## October 10, 2017 – REGULAR MEETING

### SUPERVISOR’S REPORT CONTINUED:

9. The next Association of Towns & Villages meeting will be Thursday, Oct. 26, 6:30 pm, at **McGirks Restaurant**. The guest speaker will be Rusty Griffiths who will go through the proposed registration program, sponsored by the **Southern Tier Home Builders & Remodelers Association**. An information and introduction meeting was held at the Town of Dickinson town hall for various supervisors and mayors on September 28. It was well attended.
10. The town received a **239 notification** regarding the construction of a storage building addition in the Town of Fenton.
11. Supervisor Marinaccio received a message from a representative from the **NYS DOT** regarding pedestrian counts on the walk bridge. The average count per day was 31. The counts were taken for a full week starting at 7:45 am. A meeting will be held in the near future for further discussion.
12. Please review the **2018 Holiday and Meeting Schedules** before we place them into our 2018 Organizational Meeting.
13. There have been several bicycle thefts reported in **Sunrise Terrace**. The thefts have been reported to the Sheriff’s office. In most cases, garage doors were left open.

### Code Violations Report:

1. Appearance Ticket issued to 42 Sunrise Dr. in regard to discharging storm water, surface water roof runoff, etc. to the sanitary sewer.

### Dog Control Report:

Dog Control Officer has turned in the September Dog Control report for both the village and the town. Stray dogs, aggressive pit bull, 6 tickets issued, 4 written warnings, 4 home visits for past due dog licenses

### NYSEG Warning Letter:

No warning letters issued to property owners by **NYSEG** this month

### PUBLIC COMMENTS

- 231 Bevier St - October 11<sup>th</sup> is the last day to let the individual in the premises to collect her belongings, only with an escort from the County and Security. Demolition will begin this month.

**October 10, 2017 – REGULAR MEETING**

**COMMITTEE REPORTS**

• **PUBLIC WORKS**

- Councilman Gardner reported that leaf collection has been interrupted because the garbage truck used in collection broke down and is in need of repairs. A new truck would cost approximately \$100,000; therefore we will keep fixing the one we have.
- Councilman Gardner reported that recently there have been several water main breaks in the Old State Road area which required repair. A discussion was held among the board members as to projected future water line repair and replacement costs. Councilman Gardner stated that he would like to further discuss the situation with Public Works Commissioner Kie.

• **FINANCE**

○ **SUPERVISOR MONTHLY REPORT**

Councilman Morabito made a motion to accept the **August Supervisor monthly report** seconded by Councilman Gardner. All in favor.

○ **TOWN CLERK MONTHLY FINANCIAL REPORT**

Councilman Morabito made a motion to accept the **September 2017 Monthly Financial Report** for the **Town Clerk** in the amount of **\$897.76** seconded by Councilwoman Exley. All in favor.

○ **TOWN COURT MONTHLY FINANCIAL REPORT**

Councilman Morabito made a motion to accept the Financial Report(s) for the **Town of Dickinson Court** for the month of August in the amount of **\$39,155**. On a motion of Councilman Morabito and seconded by Councilwoman Exley. All in favor.

Town portion: \$6,802.50

State portion: \$32,062

County portion: \$7.50

Other: \$ 283.00

○ **ABSTRACTS FOR APPROVAL**

On Motion from Councilman Morabito, seconded by Councilman Gardner to approve **abstract # 10**, dated **October 10, 2017** in the amount of **\$ 316,467.32**. Vote Ayes- 5, Nays-0, Absent-0.

Supervisor Marinaccio voting Aye

Councilman Gardner voting Aye

Councilwoman Exley voting Aye

Councilman Morabito voting Aye

Councilman Burns Aye

Unanimously passed and noted as duly adopted.

**Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$316,467.32.**

**October 10, 2017 – REGULAR MEETING**

**Voucher #10 for October 10, 2017 in the amount of \$316,467.32:**

<b><u>General Fund</u></b>	<b><u>\$56,328.12</u></b>
<b><u>Part Town</u></b>	<b><u>\$1,947.80</u></b>
<b><u>Highway</u></b>	<b><u>\$32,057.86</u></b>
<b><u>Fire districts</u></b>	<b><u>\$0.00</u></b>
<b><u>Light Districts</u></b>	<b><u>\$237.81</u></b>
<b><u>Sewer Operating Dist.</u></b>	<b><u>\$176,936.98</u></b>
<b><u>Water Operating Dist.</u></b>	<b><u>\$48,958.75</u></b>

**APPROVAL OF MINUTES**

On a motion by Councilman Gardner seconded by Councilman Burns to approve the **Work Session and Regular Meeting Minutes of September 11, 2017**. All in favor.  
Vote-5 Ayes, Nays-0, Absent-0.

**CHAIR**

**HISTORICAL COMMITTEE CHAIR**

Councilman Morabito made a motion to create the non-paid position of Historical Committee Chair to assist the Historian, seconded by Councilman Morabito. All in favor.  
Councilman Morabito made a motion to appoint Kathy Groover to the position of chairman of the Historical Committee, seconded by Councilwoman Exley. All in favor.  
The responsibilities and duties assigned by the Historian would include the safeguarding of historical data and materials.

**ATTORNEY**

**RESOLUTION: SCHEDULE A PUBLIC HEARING FOR THE 2018 BUDGET  
5:30 PM NOVEMBER 6, 2017**

**RESOLUTION 2017-23**

The following Resolution was offered by Councilman Gardner, who moved its adoption, seconded by Councilman Burns to wit:  
BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

**RESOLUTION: SCHEDULE PUBLIC HEARING FOR 2018 BUDGET –  
5:30 PM, NOVEMBER 6, 2017**

The question of adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: All in favor. Vote Ayes –5, Nays – 0, Absent-0.

Supervisor Marinaccio voting Aye  
Councilman Gardner voting Aye  
Councilwoman Exley voting Aye  
Councilman Morabito voting Aye  
Councilman Burns voting Aye

All in favor.

**October 10, 2017 – REGULAR MEETING**

**RESOLUTION: NEGATIVE SEQRA DECLARATION REGARDING THE UPDATED COMPREHENSIVE PLAN**

**RESOLUTION 2017-24**

The following Resolution was offered by Councilwoman Exley, who moved its adoption, seconded by Councilman Morabito to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

**RESOLUTION: NEGATIVE SEQRA DECLARATION REGARDING THE UPDATED COMPREHENSIVE PLAN**

The question of adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: All in favor. Vote Ayes –5, Nays – 0, Absent-0.

Supervisor Marinaccio voting Aye  
Councilman Gardner voting Aye  
Councilwoman Exley voting Aye  
Councilman Morabito voting Aye  
Councilman Burns voting Aye

All in favor.

On file in Clerk's office. Supervisor to sign.

**RESOLUTION: ADOPTING THE UPDATED COMPREHENSIVE PLAN**

**RESOLUTION 2017-25**

The following Resolution was offered by Councilman Gardner, who moved its adoption, seconded by Councilman Morabito to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

**RESOLUTION: ADOPTING THE UPDATED COMPREHENSIVE PLAN**

The question of adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: All in favor. Vote Ayes –5, Nays – 0, Absent-0.

Supervisor Marinaccio voting Aye  
Councilman Gardner voting Aye  
Councilwoman Exley voting Aye  
Councilman Morabito voting Aye  
Councilman Burns voting Aye

All in favor.

**October 10, 2017 – REGULAR MEETING**

**RESOLUTION: SCHEDULE A PUBLIC HEARING RE: NO PARKING ON DESIGNATED PORTION OF FOREST HILLS BLVD AT 5:40 PM NOVEMBER 6, 2017**

**RESOLUTION 2017-26**

The following Resolution was offered by Councilwoman Exley, who moved its adoption, seconded by Councilman Burns to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

**RESOLUTION: SCHEDULE A PUBLIC HEARING RE: NO PARKING ON DESIGNATED PORTION OF FOREST HILLS BLVD AT 5:40 PM NOVEMBER 6, 2017**

The question of adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: All in favor. Vote Ayes –5, Nays – 0, Absent-0.

Supervisor Marinaccio voting Aye  
Councilman Gardner voting Aye  
Councilwoman Exley voting Aye  
Councilman Morabito voting Aye  
Councilman Burns voting Aye

All in favor.

Notification letter to be mailed to surrounding neighbors.

**RESOLUTION: SCHEDULE A PUBLIC HEARING RE: WATER AND SEWER RATES AT 5:45 PM NOVEMBER 6, 2017**

**RESOLUTION 2017-27**

The following Resolution was offered by Councilman Morabito, who moved its adoption, seconded by Councilman Burns to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

**RESOLUTION: SCHEDULE A PUBLIC HEARING RE: WATER AND SEWER RATES AT 5:45 PM NOVEMBER 6, 2017**

The question of adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: All in favor. Vote Ayes – 5, Nays – 0, Absent-0.

Supervisor Marinaccio voting Aye  
Councilman Gardner voting Aye  
Councilwoman Exley voting Aye  
Councilman Morabito voting Aye  
Councilman Burns Aye

All in favor.

**October 10, 2017 – REGULAR MEETING**

**RESOLUTION: AUTHORIZING THE TRADE-IN OF THE BACKHOE FROM THE CEMETERY FOR A CAT MINI EXCAVATOR**

**RESOLUTION 2017-28**

The following Resolution was offered by Councilman Gardner, who moved its adoption, seconded by Councilwoman Exley to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

**RESOLUTION: AUTHORIZING THE TRADE-IN OF THE BACKHOE FROM THE CEMETERY FOR A CAT MINI EXCAVATOR**

The question of adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: All in favor. Vote Ayes – 5, Nays – 0, Absent-0.

Supervisor Marinaccio voting Aye  
Councilman Gardner voting Aye  
Councilwoman Exley voting Aye  
Councilman Morabito voting Aye  
Councilman Burns Aye

All in favor.

**STATUS OF CLAIM AGAINST NYSEG FOR MARKET STREET FIRE HYDRANT DAMAGE**

Attorney Blaise continues the dialog with NYSEG’s in house attorney regarding the reimbursement for fire hydrant damage. The initial response was “What proof do we have? It wasn’t a NYSEG truck that hit the fire hydrant and none of their contractors reported hitting the fire hydrant. The city had its own vehicles working in that area.”

Attorney Blaise will continue communicating with the NYSEG attorney and provide further proof. The fire hydrant and piping damage resulted in approximately \$7,000 worth of repairs.

**PLANNING & ZONING BOARD**

**Taste of New York** is open. The construction is 99.1% complete.

**CODE ENFORCEMENT**

Nothing at this time

**PUBLIC COMMENTS**

None.

The meeting was adjourned on motion of Councilman Morabito and seconded by Councilman Burns at 6:54 PM.

Respectfully submitted,

Susan M. Cerretani  
Town Clerk