

June 13, 2011 – REGULAR MEETING

The Regular Meeting of the Town of Dickinson Town Board was called to order by Supervisor Michael A. Marinaccio at 6:00 PM on Monday, June 13, 2011 in the Town Hall, 531 Old Front St., Binghamton, NY. This is the last of the regular meetings which begins the summer schedule of July, August and September combining our Work Session with the Regular Meeting on the second Monday of those months with a start time of 5:30 P.M.

The members of the Town Board present were:

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

Also attending:

Oliver N. Blaise III, Esq., Town Attorney
Wanda R. Broczkowski, Town Clerk

Supervisor Marinaccio gave his Supervisors report for the Month of June 2011. Abstract # 6 – Abstract Summary for all Funds \$579,597.49. On Motion from Councilman Morabito, seconded by Steve Gardner to approve. All in favor. Maria Zobniw Day will be on July 21, 2011, probably at 10:00 A.M.

PUBLIC COMMENTS

Resident, Mary Jean Perlmutter of 77 Sunset Drive wondered why surveying was being conducted on her road. We informed her it will eventually be considered for future road resurfacing.

On Motion by Councilwoman Exley, seconded by Councilman Gardner to approve the Work Session minutes of April 4, 2011, the regular meeting minutes of April 11, 2011 and the May 27th Special Meeting appointing Wanda R Broczkowski as the new Town Clerk as presented all in favor Ayes – 5, Nays – 0.

RESOLUTION 2011-14

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:

A RESOLUTION FOR THE INSTALLATION OF A STREET LIGHT AT/NEAR 25 JAMESON ROAD.

WHEREAS, the Town of Dickinson has consolidated light district that includes Jameson Road, and

WHEREAS, a public hearing was held before the Town Board on June 6, 2011 for the purpose of receiving public input on the installation, operation and maintenance of a street light at or near 25 Jameson Road as part of the district's infrastructure, and

WHEREAS, the Town Board has duly deliberated and determined that said street light shall benefit the district, and the cost of installation, operation and maintenance thereof shall be at a cost that is reasonable and customary, it is hereby

RESOLVED, by the Town Board of the Town of Dickinson that a street light be installed on pole no. 8, line no. L2786, at or near 25 Jameson Road, and that the Public Works Department, and any other Town officials, take whatever measures are necessary to effectuate the purpose of this resolution.

The question of the 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.

Supervisor Marinaccio voting Aye

Councilman Morabito voting Aye

Councilman Burns voting Aye

Councilwoman Exley voting Aye

Councilman Gardner voting Aye

Unanimously passed and noted as duly adopted.

On motion by Councilman Burns, seconded by Councilman Gardner to approve the Supervisor's Financial Statement, Abstract #6 for June 2011.

All in favor. Vote Ayes – 5, Nays – 0.

Supervisor Marinaccio voting Aye

Councilman Morabito voting Aye

Councilman Burns voting Aye

Councilwoman Exley voting Aye

Councilman Gardner voting Aye

Unanimously passed and noted as duly adopted.

DISCUSSION

EMAIL MANAGEMENT

Highway Commissioner Kie reported on the following Retention Policy: New York State Archives – Managing Records – Electronic Records, developing a Policy for Managing Email within the Town. Wanda Broczkowski, Town Clerk would need to determine what system would be ideal. Attorney Blaise will bring back a sample in July for our consideration.

PROCEDURES FOR REQUESTED ROAD CLOSURES

Attorney Blaise stated the Town of Union has one in place and will bring us a sample. There is a request to close the road near the Town of Dickinson Community Center at the Adams and Terrace Drive intersection for a community event. The question is 'who has the authority'? It was determined Commissioner Kie of the Highway Dept does, but he stated he would like board input. His thought was to have a notification policy which would include a time frame with flexibility. He would like to see an application process. After the discussion, it was determined to leave the board out of the decision process.

In regards to an inflatable sign located at the **Super 8** motel on Old Front Street, Attorney Blaise recommends we revise our sign local laws. Attorney Blaise will meet with Code Enforcement Officer Rafferty and Supervisor Marinaccio.

A vote was taken on the proposal for MS Engineering Services, Town Engineer, Ron Lake, for the period from June 1, 2011 to May 31, 2012. Continue forever. Annual report is included and this is the period of the annual report. On motion by Councilman Gardner seconded by Councilman Morabito.

All in favor. Vote Ayes – 5, Nays – 0.

Supervisor Marinaccio voting Aye

Councilman Morabito voting Aye

Councilman Burns voting Aye

Councilwoman Exley voting Aye

Councilman Gardner voting Aye

Unanimously passed.

PUBLIC WORKS

Highway Commissioner Kie provided a letter of June 7th with estimates to rent, repair or replace the **TYMCO** Road Sweeper. (Attached) It included the following options:

- Repair existing rusted housing; new parts \$11,000 (1 year)
- Replace Back End \$118,000; 1999 Chassis and back end should be stainless steel (7 or 8 years)
- New Tymco sweeper \$167,965

The board discussed this at length with the following comments:

Currently have 1,000 hours given you 35,000 miles (MOTOR), the town could piece out the current TYMCO and use it for leaves or other jobs. Councilman Burns wondered about the trade-in value.

Financing has been budgeted for the purchase of a new truck which is already in the budget. We could lump both pieces of equipment together under that bond with rate of 1.3% and not pay on this until 2012 for a 5 year period, renegotiating the rate every year. The budgeted money for the truck could then be used for other purchases.

We did reiterate it was a good thing we did not “share” the equipment with the Towns of Chenango or Fenton and in retrospect it would not have been a good idea. Mike was wondering about sharing this service. Our sweeper does a lot of extra duty for Broome Community College, Village of Port Dickinson, Town of Fenton and other municipalities like the Park.

Councilman Burns raised the question about reviewing and considering the reliability of any other brand. It was noted the Town of Fenton has an **Elgin**. What reports are available on their sweeper? Supervisor Marinaccio wants to make sure we exercise all our options. Councilman Morabito recommended we charge the other municipalities like BCC, Port Dickinson et al.

Attorney Blaise would like to review this with Commissioner Kie and suggested we could ask if any towns want to share the cost of a new one. In the meantime considering who would maintain it as well as who would be responsible for the sharing logistics. We could possibly talk to the Town of Chenango.

Councilman Burns believes since the chassis and motor are in good shape then it would be worth spending the \$11,000 for a new stainless steel box, hopefully the stainless steel box to last 15 to 20 years. In the end of the discussion and debate, we finally decided we would repair it for \$11,000. Councilman Morabito stated we should come up with a rate and to charge everyone who uses the sweeper from now on.

Commissioner Kie noted we had a Carbon Monoxide detector installed last week in the Town Hall.

Commissioner Kie reported the Deyo Hill project to be started soon and should be completed by next month (July)

Supervisor Marinaccio set-up a meeting with Johnson City Mayor Hannon and Director of Public Services, Bob Bennett.

Danny Miller reported the John Street drainage pipes are being replaced.

Emergency Preparedness Response training sponsored by Brett Chellis, Emergency Services Director, will take place on Tuesday, June 14th 2011 at Johnson City High School. Town attendees will be Supervisor Marinaccio, Highway Commissioner Kie, Town Engineer Ronald Lake and Town Clerk Wanda Broczkowski

Resident Ed Krukowski's attorney is revisiting the easement on 218 John Street to improve the drainage. Ed thought the town would move the ditch 20 feet. The Town of Chenango water is flowing into our town. It was decided it would be a good idea for the Town to speak with Johnson City and the Town of Chenango about setting up a meeting. Can we stop a housing development, regarding future drainage? With a small parcel, probably not although if it is three or four parcels, we probably could.

WATER DEPARTMENT

Danny Miller reported the following actions:

Sewer pump was installed at Lower Stella Ireland Road.

Airport Road leaches improvements - Improvements have been made to our leach system. Our system has maxed out and cannot take anymore leach. This system flows down Airport road to Town of Union next down to the American Legion, and filter finally to Lower Stella Ireland Road. Councilman Burns suggested there be a dedicated system to Johnson City.

Sewers – Supervisor Marinaccio requested our Town Engineer Ron Lake to provide a list as of 2003 and include their locations. This information will prove helpful for another report.

On motion by Councilman Morabito, seconded by Councilman Burns to approve the Supervisor's Financial Statement for March 2011.

All in favor. Vote Ayes – 5, Nays – 0.

On motion by Councilman Gardner, seconded by Councilwoman Exley and all those present voting as follows:

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

Flow Management – Binghamton-Johnson City Joint Sewage Treatment Plant -
Supervisor Marinaccio reported all town supervisors and mayors not coming to Sewage Treatment Plant meetings. The plant wants to control all of what we do in sewage (flow) districts. The treatment plant is looking at a credit system. How much we have done to show where we are taking it out and where it goes to. Municipalities will be able to purchase credits/approval of credits as you use credits. It should be noted Binghamton will not sell credits; want developments in the city. Add to treatment plant, City and Village of Johnson City, as they don't have to sell us any credits. Not change our contracts but do as credits without changing our contract. It will be difficult as it goes back to Danny, showing lines we upgraded. The City of Binghamton Mayor, Matt Ryan, as an example wants to develop the former Anitec site.

The importance of this credit system is environmentalists do not want single housing but instead condominiums and apartments. No rural development would be permissible. Instead urban development will be encouraged by the federal and state governments. All government agencies are looking at all of this. This had been ongoing for several years. The Joint Sewage Treatment Plant brought in this development company for sewage treatment. The question is 'Why did they let us in', but since they did. The developers and towns will have to pay.

On motion by Supervisor Marinaccio, the meeting was adjourned and seconded by Councilman Morabito -at 7:27 PM

Respectfully submitted,
Wanda R. Broczkowski
Town Clerk