

January 7, 2013 – WORK SESSION

The Work Session of the Town of Dickinson Town Board was called to order by Supervisor Michael A. Marinaccio at 5:30 PM on Monday, January 7, 2013 in the Town Hall, 531 Old Front St., Binghamton, NY.

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

ATTORNEY

UNIFORM TRAFFIC TICKET WITH VILLAGE

Attorney Blaise had nothing to report as he was in the process of reviewing the most recent revisions to the draft ticket.

VILLAGE OF PORT DICKINSON WAYNE AVENUE WATER PIT AGREEMENT

Attorney Blaise had nothing to report as he was awaiting comments from Ron Lake about revisions to the agreement.

WATER/SEWER LATE PAYMENTS

Attorney Blaise will follow up with Beverly Wike in regards to a policy to address late payments on water and sewer bills. Currently, delinquent payments are sent to taxes and the Town gets paid later after the first of the year when the County reimburses us. The board would like to be more aggressive to those who do not pay their bills on time by shutting off their water service, which would adversely affect commercial accounts. It is not fair to the residential customers who pay their bills on time. Attorney Blaise will review the policy and what accounts would be affected.

COMMITTEE: DEFINITIONS OF EDUCATIONAL AND RELIGIOUS USES IN AN R-1 ZONE

A public hearing will be scheduled for February. He will circulate the updates to the Town Board. By then we should have word back on our 239 from the County. Supervisor Marinaccio wants to ensure we have fully considered what we are doing.

34/34 NORTH BROOME STREET DEMOLITION PROGRESS

Once Attorney Blaise receives all of the paperwork he sent to contractors LCP and Jennings they will be cleared to proceed with the 34/36 North Broome Street demolition.

CHAIR

REVIEW OF EMPLOYEE HAND BOOK

Supervisor Marinaccio stated there were few changes to be made and then he will begin reviewing the Handbook with each department. It will then be presented to all employees. His comment is that it is a document we need to have in place for current and new employees. No major operating changes and thanked the Board for their input.

ORGANIZATIONAL RESOLUTION - CHANGES 2013

Supervisor Marinaccio commented on the board to review it. He pointed out there would be a few minor changes to the Holiday Schedule exchanging Martin Luther King Holiday for Good Friday. The deputy supervisor would be Councilman Burns if for any reason the supervisor is absent. The new federal mileage standard rate is \$.565. This year Councilman Gardner would be the designated alternate if the Supervisor cannot attend the Association of Towns annual meeting. We will remove the statement on #16 of the appointment of the Zoning Board because that respective board appoints their own Chair, not the Town Board. He will review the document further to make sure the document is accurate.

Supervisor Marinaccio made the following committee appointments:

Deputy Supervisor, Councilman Burns in the Supervisor's absence.
Highway Committee, Councilman Burns Highway Committee,
Zoning and Planning Board Committee, Councilman Gardner
Finance Committee, Councilman Morabito
Personnel Committee, Councilwoman Exley

If other committees are necessary during the year, we can form them as needed. The resolution to accept the 2013 Organizational resolution changes will be approved at the January 14th regular meeting.

HANDICAPPED TICKET ISSUED VIA POLICE REPORT

A ticket was issued to a handicapped person at the corner of the Regal Theater and Front Street in a non-electric wheelchair. The police report was filed on January 3rd, 2013 in the Town of Dickinson on Upper Front Street. The handicapped person was using the street instead of the sidewalk because the sidewalk ramps were not clear of snow. The person was traveling south in the north bound lane. It was a serious situation. Sidewalk clearing policy in the town is the TOD is to clear past McDonald's and near the Sunrise Terrace Association. Businesses and residents must do their own snow removal with 24 hours of a snowfall

BCC SMOKING ISSUE

Supervisor Marinaccio spoke to President Kevin Drumm. They shelved the smoking hut building because the New York State Regents Chancellor, Dr. Nancy Zimpher, pushed for all campuses as smoke free. Because of the State ruling they will not allow a hut be built on the campus. In the meantime, Broome Community College (BCC) representative Debbie Morello will plan to meet with Supervisor Marinaccio, one (1) Council person and Public Works Commissioner Kie to hash out the plan the college now has proposed to erect an 8 foot fence with a gate near that area of Hickory and Boland Roads, which is an emergency exit/entrance. If fencing stops people from smoking in the surrounding Boland Road neighborhoods this could be acceptable, although we are not confident this issue could be resolved very easily.

Councilman Burns stated he saw three or four areas for students to come in and out of on campus. He wonders what would be the good of a fence or how far down and at what point the fence would need to be erected. Concerns are that if students come through these other areas would that be considered loitering. Mr. Burns says he would recommend the college propose butt huts to the State of New York.

NEWSLETTER

Supervisor Marinaccio would have a memo sent by Beverly to remind us of articles needed.

HANDICAPPED PARKING REQUEST UPDATE

Supervisor Marinaccio reviewed that since December another letter was sent to a resident to the county. The Office of the Aging reported they have been unsuccessful to reach her via phone, letter or in person at her door. This is the handicapped resident requesting a designated handicapped parking spot where she is renting at 31 Pulaski Street. He stated it cannot be a spot for one (1) person.

ACHIEVE BUILDING PERMIT

Achieve sent letters to the residents about the upcoming building project.

PLANNING BOARD TERMS

Supervisor Marinaccio stated John Kolly will remain a member on the Planning Board. In the meantime we need to review the Local Law to change the term of office from 7 years to 5 years to better reflect the number of members and the number of years each board member serves. We think Mr. Kolly has one year remaining. Jeanne Compton, Chair of the Zoning Board asked if we are still considering naming alternates. Mr. Marinaccio stated we need to review that as well.

PUBLIC WORKS

Supervisor Marinaccio with the assistance of Public Works Commissioner Kie to request NYSEG check all street lights not lit. Kie sent NYSEG rep a list of light outages that we pay a fee that are currently out. The Supervisor wants to obtain a credit based on how long they have been out. The Town has to report if it is a power issue, which is the town's responsibility.

2013 SCHEDULE AND COLLECTION PROCEDURES

Public Works Commissioner stated the 2013 flyers went out in the mail.

RAILROAD TRAIN BLOCKING ACCESS TO ROGERS MT. WAY

On December 26th, one of our plow trucks was held up on the other side of the railroad tracks on Rogers Mt. Way due to a parked train. It took about a half an hour for Joel to reach the Sheriff's office and they to contact the Canadian Pacific people to have them move the train forward. Attorney Blaise recommended the Town needs to get an access road built and we need to do something soon. It is tough because we need to take over some properties to make this happen. It is 1,000 feet which includes Phelps to North Moeller Streets. We can ask the owner(s) to consider selling the land, otherwise proceed with eminent domain. Councilman Gardner stated we need to take responsibility to correct the problem. The first step is to get the names and talk to these residents. This is a life or death situation and we cannot live with this. Canadian Pacific is one we have a problem with and we need cooperation between them and us.

PUBLIC WORKS

- Danny Miller Otsiningo shut off – Will be repaired this week.
- Flap gate from DOT near I81 & 88 is ready but not installed yet.

On motion by Supervisor Marinaccio, the work session was adjourned by motion of Councilman Morabito and seconded by Councilman Burns at 6:13PM

Respectfully submitted,

Wanda R. Broczkowski

Town Clerk