

May 6, 2013 – WORK SESSION

The Work Session of the Town of Dickinson Town Board was called to order by Supervisor Michael A. Marinaccio promptly at 5:30 PM on Monday, May 6, 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

Regarding the status of the uniform traffic ticket with the Village, Attorney Blaise stated he will be reviewing final changes with the court.

BROOME COUNTY REAL PROPERTY STATUS OF PROPERTIES

Attorney Blaise was not certain of all the properties status, so Supervisor Marinaccio requested to report the tax and ownership status of the following properties by the next regular meeting on Monday, May 13th.

- 13 Bellaire Avenue
- 34/36 N. Broome Street
- 50 N. Broad Street

PROCLAMATION OF MUNICIPAL CLERKS WEEK RESOLUTION

Attorney Blaise will prepare a resolution to proclaim recognition for the Town Clerk and Deputy Clerk here in the Town of Dickinson.

PHELPS STREET PROPERTY

Jeffrey Kraham was speaking on behalf of Ms. Burke. A letter will be sent to her indicating that the Town would like to acquire the property in order to build an access road. We would prefer she gives us a right-of-way to build an access road. In the meantime, Councilman Morabito suggested we look at a grant to cover the costs of installing a roadway. Attorney Blaise will prepare a draft letter addressed to Ms. Burke.

CHAIR

UPDATE OF STUDENT DORMS AT BCC

Regarding the Student Dorms project at **BCC**, Councilman Gardner attended the public hearing on April 11. The purpose was for the **IDA** to announce their plans to inter-group of the foundation. The County already held a public hearing for the community, but felt they wanted to further communicate about the project.

DISASTER PLAN FOR THE TOWN

We will receive help for guidance from Broome County Emergency Services with a plan for the town.

NORTH WESTERN MUTUAL INSURANCE BUILDING AND A POTENTIAL DEVELOPMENT

Supervisor Marinaccio had an inquiry about what is required if someone wants to put up a sign when there is already a sign on the property. Currently there is a small business and around 10 apartments in the building. Also, **North Western Mutual** is still conducting some business there but they do want to vacate the building. Whatever goes on there would require a zoning change no matter what goes in there.

239 REVIEW FROM JOHNSON CITY

The Town received a 239 Review submission from for the Village of Johnson City. There will be some changes in their chapters.

Emergency Stream intervention program May 8th in Chenango..9:00 – 10:30am.

925 FRONT STREET FOR SALE

Supervisor Marinaccio had 2 inquiries regarding 925 Front Street for a business. Once they saw the R-1 zoning under our code they lost interest in the property.

ACHIEVE

Achieve now has financial offices on 747 Riverside Drive. This will be a permanent home as they signed a seven year lease. The Front Street offices will remain, as they are currently conducting renovations to their rehabilitation programs area.

EXECUTIVE SESSION

After the business has been conducted, the board will go into executive session to discuss potential litigation against a particular property (17 Market Street) for violating the Town's property nuisance local law.

PROSPECT TERRACE FIRE DEPARTMENT

Supervisor Marinaccio attended the meeting of the **Prospect Terrace Fire Department** at their request. They want to know how to go about getting into a contract renewal. Mr. Marinaccio told them to see their lawyer for developing a multi-year contract. If that happens, a hearing would need to be held. They are eager to see more development in the town.

MEADOW WOODS PROJECT

The **Meadow Woods** project will not be a go as they cannot secure funding.

COUNTY SALES TAX UPDATE

Councilwoman Exley reported the County legislature will be looking to pass a resolution dealing with the sales taxes to revert back to a 50/50 split. Supervisor Marinaccio does not believe this will pass. The current plan is they are passing it in steps by 10% each year, which will take a long time to return to the 50/50 split between the County and municipalities. Mr. Marinaccio's theory is the County should remove the tax cap altogether yet he realizes they will not consider it. Even if they raised the taxes a little each year it could get them out of the \$6 million hole they are in.

PUBLIC WORKS

CLEANUP DAY

It went well with double the turnout of residents as in the past. We had approximately 100 tires at a cost of \$400 with a limit of 8 per resident. There was not as much shredding as compared to last year.

IRIS DRIVE

The trailer is off of the property and it looks much better. Sentencing is in late May and we will see what the judge decides about her sentence or fine.

PULASKI STREET WATER PIPE PROJECT UPDATE

The Pulaski Street water pipe replacement project is complete. Mr. Miller came in under the budget which was set for \$197K coming in at \$140K. The savings was in the labor, as it only took 3 weeks vs. 6 weeks. Good job! Mr. Miller and crew have already begun to lay down some of the storm drain pipes at the Pulaski Street project. Once the pipe work is installed, the new sidewalks, curbs and road paving will complete the project.

HYDRANT FLUSHING

Danny Miller of the water department will perform night time hydrant flushing the week of May 20th – May 24th. A notice will be posted in the Binghamton Press and the Town's Web site.

STATUS OF OLD STATE ROAD WATER TANK PROJECT

The water tank has been ordered for the Old State Road water tank project. Also, Supervisor Marinaccio received a very nice note from Mrs. Fudala who was very appreciative to sell her property to the town to make the project successful.

CODE VIOLATIONS

The Highway and Code departments are busy keeping with Town Code violators. Mr. Kie, Public Works Commissioner, reported he keeps removing those little mattresses for sale signs. Mr. Kie will call the number to see about them not posting them. Also, we are still issuing a record number of code violations and appearance tickets.

ATTORNEY

LOCAL LAW REGS UPDATE FOR BINGHAMTON-JOHNSON CITY JOINT SEWAGE TREATMENT FACILITIES (BJCJST) FLOW MANAGEMENT

The Town revised its sewer ordinance to comply with the new regulations promulgated by the Joint Board. We left the law vague enough to allow for further changes to the Joint Board's regulations, so Mr. Blaise took further revisions to the local law off the docket.

RECENT GAS DRILLING

Attorney Blaise reviewed the potential IMPACT THAT RECENT DECISIONS FROM THE Appellate Division could have on gas drilling. As things stand now, receipts the revenue the County could have reaped if they were conducting drilling thru zoning. A further appeal is likely, so he recommends we await that decision before taking further action.

OLD STATE ROAD DOCUMENTS RECEIVED

Mr. Blaise wanted to ensure all of the Old State Road documents and insurances are in place regarding the Old State Road water tank project and it is confirmed they were received and on file.

Supervisor Marinaccio announced at this time the board will close the meeting to go into executive session regarding litigation on the 17 Market Street property.

On motion by Supervisor Marinaccio, the work session was adjourned by motion of Councilman Gardner and seconded by Councilwoman Exley at 6:08PM.

Respectfully submitted,

Wanda R. Broczkowski
Town Clerk