

May 12, 2014 – 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 6:02 PM on Monday, May 12, 2014 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
Susan M. Cerretani, Deputy Town Clerk

CHAIR

SUPERVISOR'S REPORT

Supervisor Marinaccio welcomed everyone and gave his report for the month of May. His report will be placed on file. Here are some highlights:

- Mr. Marinaccio stated that discussions have begun to hold the **Color Run** next year in April.
- There is no **BC Association of Towns & Villages** meeting scheduled for May. The Association is working on a meeting for June 26. Kevin McLaughlin, Executive Director of the BC Industrial Development Agency has agreed to be the speaker for the June meeting. BU President Harvey Stenger has agreed to be the guest speaker at the September meeting. Congressman Hanna will speak at a meeting in the near future. Announcements will be forthcoming.
- The News Letter has been delivered and Mr. Marinaccio has received several positive responses.
- Supervisor Marinaccio reminded everyone that our annual Cleanup Day will be held this Saturday, May 17 starting around 8 am at the Town Hall highway garage.
- Mr. Marinaccio spoke with Jack Williams, Regional Director for the NY State Department of Transportation regarding the installation of noise barriers on Rt. 17 along the Sowden St. area. Mr. Marinaccio will write a letter to the DOT Regional Director requesting that noise barriers be extended in this area during the I-86 construction project.

- Supervisor Marinaccio spoke with Mr. Jack Williams about getting the highway debris cleaned up along the Rt. 17 W highway that runs along Sowden St. Mr. Marinaccio stated that they also discussed the lack of communication between his department, his contractors and the town regarding the recent work done along Old Front St. and the installation of fiber optic cable and conduit.
- Mr. Marinaccio attended the ACHIEVE Donor Reception on May 9 for the purpose of reviewing the newly renovated workspace and core rooms throughout the Front Street building.
- The next BC Board of Ethics meeting is Tuesday, May 13, 3 pm. The purpose of this meeting is to begin reviewing the financial statements submitted by county elected and appointed officials.
- Supervisor Marinaccio continues to meet with representatives from Cornell Cooperative Extension regarding shared services.
- **NYSEG** warning letters-None received.
- Code violations – An appearance ticket was written to answer to exterior property areas and sanitation. Three notices were issued for abandoned and junk vehicles and sanitation violations.
- Dog Control Officer’s report – Supervisor Marinaccio is in receipt of the monthly report.

PUBLIC COMMENTS

Supervisor Marinaccio opened up the meeting for public comments, there were none.

APPROVAL OF MINUTES

On a motion by Councilman Morabito seconded by Councilman Gardner to approve the Work Session April 7, and Regular Meeting Minutes of April 14, 2014. All in favor. Vote -5 Ayes, Nays-0.

ABSTRACTS for Voucher #5 for 5/12/2014

Abstract Summary of Audited Vouchers for Funds respectively in the amount of \$312,045.58. On Motion from Councilwoman Exley, seconded by Councilman Gardner to approve. 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.

ATTORNEY

RESOLUTION 2014-28

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

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows: **Board approving BOND for borrowing for Prospect Terrace Fire Dept truck purchase.**

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.

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

All in favor. Resolution attached.

RESOLUTION 2014-29

The following Resolution was offered by Councilman Morabito, who moved its adoption, seconded by Councilman Burns.

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows: **Supervisor approving BOND for Prospect Terrace Fire Dept truck.**

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.

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

All in favor. Resolution attached.

RESOLUTION 2014-30

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

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows: **Declaring negative environmental impact regarding local law prohibiting deposit of grass in Town roads and ditches.**

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.

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

All in favor. Resolution attached.

RESOLUTION 2014-31

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

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows: **Local law prohibiting deposit of grass in Town roads and ditches.**

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.

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

All in favor. Local law is attached.

RESOLUTION 2014-32

The following Resolution was offered by Councilman Morabito, who moved its adoption, seconded by Councilman Burns.

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows: **Declaring negative environmental impact regarding local law implementing water service capital improvement.**

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.

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

All in favor. Resolution attached.

RESOLUTION 2014-33

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

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows: **Local law implementing water service capital improvement charge.**

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.

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

All in favor. Local law attached.

BURKE AGREEMENT OF PROPERTY FOR EXTENSION OF PHELPS STREET

Mrs. Burke has agreed to donate the parcel for the extension of **Phelps Street** to connect in with Rogers Mountain Way. Attorney Blaise will set up a meeting with Town Assessor Jack Cahill regarding Mrs. Burke's Phelps Street property to discuss whether the Town can put anything in writing to reassure Mrs. Burke that her donation of property will not increase her assessment while the property is undeveloped. The Town will not take the property by easement; we will actually take ownership of the property so it will reduce the area that she owns. If she put a development in play in the future, the assessment would increase.

EASEMENTS FOR GLENWOOD ROAD SPRING WATERLINE PROJECT (BOCES & BDC)

Supervisor Joel Kie and Mr. Miller of the Water Department met with **BOCES**. **BOCES** will be voting to approve the property easement for the waterline project at their June meeting, which is the first or second week of June. **BDC** will allow the Town to use or access the property during the water line project without giving a permanent easement.

SHARED SERVICES AGREEMENT WITH CORNELL COOPERATIVE EXTENSION

Mr. Blaise will report back in June whether the Town can and/or want to enter into a shared services agreement. Supervisor Marinaccio suggested that we take a look at the value of services on both sides to determine if we want to proceed.

**SUPPORTING ELIMINATION OF VILLAGE OF PORT DICKINSON
REGISTRAR IDENTIFICATION NUMBER**

Attorney Oliver Blaise is working through the process of eliminating the **State Registrar** number. He is working on formalizing the consolidation which occurred decades ago. Mr. Blaise is looking into the process that the **Health Department** would require and additionally, a resolution with the county.

INTER-MUNICIPAL AGREEMENT

Attorney Blaise opened a discussion pertaining to the **Broome Tioga Stormwater Coalition for Federal Phase II MS4 Stormwater** Implementation in Broome and Tioga Counties Agreement. Town of Dickinson Engineer Ron Lake recommended that the Town of Dickinson agree to participate. The annual fee is \$1,000. Public education is provided with the program, including public information brochures, videos, river bank cleanup and meetings to educate the public. There were many questions by the board members that need to be addressed. Upon Attorney Blaise's suggestion and Town Engineer Lake's recommendation, the item will tentatively be put on next month's agenda for more discussion and adoption. Copies of the agreement were made available to the Board.

CHAIR

TOWN WEB SITE

The Town website is back online and up to date. Supervisor Marinaccio is pleased with the job that Town Clerk Wanda Broczkowski and Deputy Town Clerk Susan Cerretani have done with the website at a very minimal cost. He stated that in the future we can move it forward and do other things with it.

NEW YORK ASSOCIATION OF TOWNS

Supervisor Marinaccio is now going to be on the **Association of Towns and Villages** resolution committee which meets 3 or 4 times a year in Albany. However, we are not going to be involved with the new coalition focused on gas drilling. The new president of the **Association, Terry Kellogg**, has been reaching out to the towns that are very vocal and against what is going on in Albany and is trying to reach out to them. Mr. Marinaccio was not sure if Mr. Kellogg has made any headway but noted that they were at the last meeting of the **AOTV**, and that's a good sign.

BROOME COUNTY SHERIFF'S OFFICE REIMBURSEMENT REPORT

Mr. Marinaccio produced a reimbursement report from the Sheriff's Department which covers the time period of Jan 1 – Mar 31. The total fees due to the Town of Dickinson for **Out of County Inmate Housing in the Public Safety Facility** during the first quarter of 2014 is \$6,662.92. These are the monies we receive for inmates at the jail to add to our fund. The numbers are down, primarily due to the fact that the jail is full with local prisoners. However, the Per Diem has gone up to \$7.97.

Attorney Blaise mentioned that he had a conversation with Sheriff Harder a few months ago who told him that we had actually gotten out of the business of importing prisoners which is where we used to make our money; we are now exporting prisoners.

PUBLIC WORKS – WATER & HIGHWAY DEPARTMENT

1. Joel Kie, Highway Superintendent stated that the meeting that he and Dan Miller of the Water Department had with **BOCES** went well.
2. Apparently classes have been excavating and have removed wooded areas at **BOCES**. Approximately 2 acres of wooded area have been removed which in turn removes the buffer between neighbors. Neighbors are getting more water and mud. Supervisor Marinaccio would like to look into the situation further.
3. The Water Department has terminated at least 4 abandoned water services on Adams Street.
4. The Highway Department will be milling Hickory Road in preparation for paving. Parkway and Fazon Court and a section of John Street will be paved, and repairs will be made on Old Front Street.
5. Mr. Kie said that there were several truck breakdowns this week and there have been some repairs. The cost of the garbage truck repair was \$7,000.
6. Bid Specs for replacement of trucks have been developed to be not real expensive yet "Best Value".

7. Councilman Danny Morabito requested an inventory list of all equipment - especially large dollar value items, the age of trucks, out of service dates, etc. He would like a working document in preparation for the budget. The list will be made current.
8. The Water Department will update their formal inventory list.
9. The next Water department billing will contain a note regarding Capital Improvement. It will refer residents to the Town of Dickinson website for more information; therefore the Water Department won't have to do a separate mailing.

CHAIR

COMMITTEE REPORTS:

PLANNING & ZONING BOARD

Planning Board is presently working on the **Comprehensive Plan**.
Zoning – none

CODE ENFORCEMENT

Attorney Oliver Blaise stated that a certain property was cited for various property maintenance issues and scheduled for trial. The property was cleaned up the day before the trial date and the charges were dropped because of compliance.

PUBLIC COMMENTS

There were none.

The meeting was adjourned on motion of Councilman Morabito and seconded by Councilman Burns at 6:53 PM

Respectfully submitted,

Susan M. Cerretani
Deputy Town Clerk