

November 2, 2015 – 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, November 2, 2015 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
Danny F. Morabito, Councilman
Thomas J. Burns, Councilman**

Also attending:

**Oliver N. Blaise III, Esq., Town Attorney
Susan Cerretani, Town Clerk
6 members of the general public**

CHAIR

Opened the (3) Public Hearings portion of the meeting.

FIRE PROTECTION CONTRACTS

The public hearing was opened at 5:30PM by Supervisor Marinaccio regarding the **Fire Protection Contracts**.

First contract: **Town of Chenango Fire Company**

This is a 5 year contract in the amount of \$47,000 per year for 5 years through 2020. Supervisor Marinaccio noted that no one was present representing the Town of Chenango. With no comments or questions, Mr. Marinaccio closed that portion of the public hearing.

Second contract: **Port Dick Fire Company**

This is a 1 year contract in the amount of \$29,146. Last year's contract was \$26,944. At this time Supervisor Marinaccio opened the public hearing for public comment. Resident Jim Love questioned the difference in square mileage coverage between the fire protection districts. A discussion followed detailing the areas covered by each Fire Company. Chenango Fire Company covers Sunrise Terrace and Chenango Shores. Port Dick Fire Company does not cover Sunrise Terrace but provides backup. Port Dick Fire Company provides backup coverage to Chenango too. The Town of Fenton is covered by Hillcrest Fire Department.

With no more discussion, Mr. Marinaccio closed that portion of the public hearing at 5:35 PM.

2016 BUDGET

The public hearing was opened by Supervisor Marinaccio regarding the 2016 Budget at 5:35 PM.

Mr. Marinaccio stated that we are below the tax cap. There will be no increase in salaries for elected officials but there will be a 2% increase to appointed staff.

The Garbage District #1 and the Prospect Terrace extension added \$34,000 to the budget. Supervisor Marinaccio stated that health insurance has increased and that we changed the coverage for our employees. We went with a better plan than what we had with an increase of approximately \$6,000 and we are asking the staff to contribute more towards the costs.

Supervisor Marinaccio remarked that spending for 2015 was 3.8 million dollars and for comparison sake, spending will be 3.9 million for 2016. Mr. Marinaccio remarked that we stayed within the tax cap. Supervisor Marinaccio stated that we are projecting \$100,000 more in spending mostly due to mandates and retirements.

The Town was able to hold the line on taxes. For residents of the Town of Dickinson, tax bills will remain the same as last year with the exception of the Garbage District.

With no comments or questions, Mr. Marinaccio closed that portion of the public hearing at 5:45 PM.

GARAGE SALE LEGISLATION

The public hearing was opened by Supervisor Marinaccio regarding the proposed garage sale legislation at 5:45 PM.

Attorney Blaise stated that the proposed legislation would limit the number of garage sales that any particular residents can have in any given year. The process would be for residents to go to the town hall to obtain a permit. Each residence can have 2 garage sales in addition to the community sale. The fee will be set by separate resolution. Initially, it was decided to set a \$5.00 fee per garage sale and/or community sale. The fee would be in place to cover the administrative costs. Mr. Marinaccio remarked that it wouldn't be a money grabbing operation.

Several residents commented and expressed their concerns over this proposed law. Supervisor Marinaccio welcomed the comments and stressed that the reasons for this legislation is that it has become a safety issue with regard to traffic and parking and because a certain few are making a business out of it by having garage sales 5-6 times per year.

Code Enforcement Officer Rafferty remarked that if we don't have the permit we don't know how many garage sales people are having. There will be a notification in the spring newsletter.

Supervisor Marinaccio commented that he is not comfortable with this law, but feels that the town is forced to put this law in place. He also remarked that every law that is enacted by government can be rescinded if it is not working.

Supervisor Marinaccio thanked the residents for coming and stated that the Board will take all comments into consideration.

With no further comments or questions, Mr. Marinaccio closed that portion of the public hearing at 5:55 PM.

FARMERS MARKET GROUNDBREAKING

Councilman Burns, Gardner and Supervisor Marinaccio attended the groundbreaking for the Farmers Market. Supervisor Marinaccio commented that they need to keep a close eye on the design of the entrance exit to CCE and that there is a need for signs directing traffic. Resident Jim Love commented that the design is backwards. Supervisor Marinaccio stated that we can re-visit traffic flow once it opens up. Councilman Burns commented that he thinks the exit is going to cause problems.

PUBLIC HEARING SESSION ON BROOME DEVELOPMENTAL CENTER

BDC – two issues

- Privatization
- Facility Maintenance

Supervisor Marinaccio's priorities/concerns

1. Residents receive proper care 24/7
2. 80 acres prime property with 1/2 million square foot building - what happens to facilities and land?

There has been no communication from Albany however, Assemblywoman Lupardo and Assemblyman Crouch have been extremely helpful and are doing their best.

There was a public hearing notice in the news on the day of the hearing with no prior notice given to Supervisor Marinaccio. The hearing was held at **BDC**. Supervisor Marinaccio only had 3 minutes to talk and address his concerns. Supervisor Marinaccio is extremely concerned that the folks at **BDC** will receive proper care once they are moved to a private location.

ATTORNEY

DPW AGREEMENT WITH VILLAGE

Attorney Blaise stated that everything is still on track with the Village and hopefully we will be able to approve the agreement either this month or next month.

DISCUSSION/RESOLUTION ADOPTING 2016 BUDGET

Attorney will prepare the paperwork for the Budget resolution for next week's meeting. Supervisor Marinaccio asked Attorney Blaise to clarify that if the contract doesn't go through the town can downsize the budget. Attorney Blaise affirmed that statement.

DISCUSSION/RESOLUTION ADOPTING GARAGE SALE LEGISLATION

Attorney Blaise will prepare the paperwork for the Garage sale Legislation Resolution for next week's meeting.

DISCUSSION/RESOLUTION ADOPTING FIRE PROTECTION CONTRACTS WITH PDFC AND CFC

Attorney Blaise will prepare the paperwork for the Fire Protection Contracts Resolutions for next week's meeting.

NO PARKING ON ROSEDALE DRIVE

Attorney Blaise stated that a public hearing will be held at the Dec 7th work session regarding the No Parking on Rosedale Drive. The Board will then vote on it at the Dec 14th regular meeting.

Attorney Blaise asked Commissioner of Public Works Joel Kie to provide a description of where the No Parking zone will be and the GPS coordinates or foot measurements from the intersections.

Supervisor Marinaccio commented that he was contacted by a resident who is concerned about where the signs will go. The proper distance between signs is every 100 feet. The No Parking applies to house number 21 through number 7 - affecting approximately five houses. The street has narrowed because of the installation of the curbs. Two cars cannot fit through at the same time. 'No Parking' signs can be hung on the light poles as was done on Sunrise Drive. A notification mailer will be sent out to the residents on Rosedale.

DISCUSSION/RESOLUTION ADOPTING THE PHELPS STREET EXTENSION AS A TOWN ROAD

Attorney Blaise will prepare the paperwork for adopting the Phelps Street Extension Resolution for next week's meeting.

Public Works Department will receive more CHPS money.

COMMITTEE REPORTS

PUBLIC WORKS

1. Public Works Commissioner Kie reported Phelps Street will be black topped next week.
2. The Microtel will pour the slab tomorrow. Supervisor Marinaccio and Public Works Commissioner Kie visited the construction trailer and met with the project manager. There have been no change orders. The project manager overseeing the construction said that it might be open by May.
3. Competitive bid for door replacement. Supervisor Marinaccio called the Grant manager. There are no time limits. Mailed projections, haven't heard back. Clarifications on specifications.
4. Public Works Commissioner Kie reminded everyone that November 9th will be the last day for yard waste pickup in the town of Dickinson and November 10th for the Village of Port Dickinson. We submitted a press release to the newspaper and the notice is publicized on the website.
5. The highway crew will continue picking up leaves.
6. Problems with grass clippings mixed in with the leaves.

PLANNING AND ZONING

Supervisor Marinaccio stated that the Planning Board is moving right along with the Comprehensive Plan. Councilwoman Exley was at their last meeting and stated that each of the Planning Board members was assigned a section of the Comprehensive Plan to review and they might have it ready for the board to review next month.

Chairperson Jeanne Compton received a trophy designating her Town of Dickinson Zoning Board Team as the 2015 team trivia champions at the recent Coughlin and Gerhart seminar. The team consisted of Zoning Board members Jerry Ford, Patrick Doyle, Jason Delanoy, and Jeanne Compton. Chairperson Compton remarked that it was the most informative and interesting seminar she has ever attended. She added that the format was great.

Supervisor Marinaccio remarked that it is a great service that Coughlin and Gerhart provides.

CODE

DUNKIN DONUTS

Code Enforcement Officer Rafferty stated that Mr. Skrabalak submitted the petition and he is having difficulty establishing contact with two property owners. Code Enforcement Officer Rafferty offered to contact the other property owners on behalf of Mr. Skrabalak.

- 239 has been submitted to the County
- Planning board for comment
- County has 30 days to respond

Councilman Burns asked if Bob Skrabalak will be running Dunkin Donuts. Code Enforcement Officer Rafferty responded that he didn't know but would find out. Councilwoman Exley asked if we can rezone it without the input of the two neighbors we haven't heard from. Code Enforcement Officer Rafferty replied yes. Councilwoman Exley then asked why we wouldn't include the other parcels on Francis Street. Code Enforcer Rafferty stated that he thinks the County will recommend that the entire block be rezoned.

MOVIE THEATER RENOVATIONS

Councilman Gardner asked about the status of the Movie Theater renovations. Code Enforcement Officer Rafferty stated that he issued six certificates of occupancies last week and they started tearing out the big one last Friday. The renovation project is installing reclining seating.

PUBLIC COMMENTS

A resident inquired about the composition of Phelps Street and Public Works Commissioner responded that it has a black top base, oil and stone on top. The resident then asked if the Phelps Street extension project would impact her taxes and Supervisor Marinaccio replied that it was in the budget and that it did not affect her taxes.

On motion by Supervisor Marinaccio, the work session was adjourned by motion from Councilman Morabito and seconded by Councilman Burns at 6:20 PM.

Respectfully submitted,

Susan M. Cerretani
Town Clerk