

March 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, March 2, 2015 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

RESOLUTION TO PARTICIPATE IN THE COUNTY'S SHARED SERVICE GROUP

Attorney Blaise came upon a sample proposal for our town to use as a model and will have a resolution drafted and prepared by next week's regular meeting. Supervisor Marinaccio stated this will not cost us anything and over time it will allow us to keep our costs down by pulling resources together with this service group agreement. A meeting with the County will be held on March 13th.

DEED FOR PHELPS STREET EXTENSION

Attorney Blaise reported a closing will be scheduled soon now that they have the deed.

MARION STREET PARCEL TRANSFER

Attorney Blaise confirmed the 30 day referendum period expires next week and his partner will go ahead to schedule closing date regarding the transfer of the parcel to the Katusha's.

TOWN BOUNDARY ANNEXATION OF 932 UPPER FRONT STREET TO TOWN OF CHENANGO

Attorney Blaise reported that the survey for 932 Upper Front Street had been completed and the County is working on the map to complete the annexation process with the town of Chenango.

STATE REGULATIONS ON CODE ENFORCEMENT

The New York State Department of State is currently developing a rule that would amend 19NYCRR Part 1203 by adding a section fixing the time within which compliance with an Order to Remedy violations of the State Uniform Fire Prevention and Building Code (Uniform Code) would be required. The Department of State invites public participation in the rule development process.

Attorney Blaise had nothing dissimilar to comment on since our last meeting and wondered if Supervisor Marinaccio and Councilman Gardner had anything to report back on while at the **Association of Towns** (AOT) meeting in NYC in February.

Since this is something relatively new there were no planned sessions. In the interim Supervisor Marinaccio had brought the topic matter to the attention of other Town Supervisors. Although they were not aware all were very interested in this recently enacted New **York State Code** regulation to mandate 30 days to resolve code issues.

All of the Town board was in agreement residents should be informed of this law and how it have an effect on them.

RESCISSION OF SEX OFFENDER RESIDENCY LAW

Attorney Blaise stated since this newly enacted sex offender State law, our **Local Law No. 6 of 2006 New York State Penal Law** on or after September 1, 2005 is not unenforceable.

Supervisor Marinaccio acknowledged this is another new law the **Association of Towns** (AOT) was not aware of. Our local law is known as the "*Law Regulating the Movement of Certain Convicted Sex Offenders in Certain Sections of the Town of Dickinson.*" Mr. Blaise reviewed and explained the various levels and degrees of sex offenders with level 3 being the most serious. It was the board's decision to eviscerate our Local Law by passing a resolution to do so and to schedule a public hearing.

RESOLUTION 2015 TOWN CLEAN-UP DAY

Attorney Blaise will prepare a resolution for next week's meeting for the April 25th **Annual Clean-Up Day** to be held here at the Town.

RESOLUTION NYSDOT REQUESTS FOR RESOLUTIONS

Attorney Blaise stated the **New York State DOT** requested three areas would need resolutions be passed in order for maintenance to be completed this coming summer.

- **Accepting lighting along US 11 from the City Line to Bevier Street**
- **Maintenance agreement for multi-use trail along Route 11 from Bevier Street**
- **Easements for installation of noise barrier along Route 17/Sowden Street**

Attorney Blaise will prepare a resolution(s) for next week's meeting. In the interim Supervisor Marinaccio and Public Works Commissioner Kie will meet with Ronald Coleman from the DOT on Friday, March 6th to discuss any maintenance concerns or provide commentary. Mr. Marinaccio will report back on this at our next meeting.

RESOLUTION REGARDING PURCHASE OF GENERATOR FROM TOWN OF WINDSOR

Attorney Blaise will prepare a resolution for the purchase of a brand new, never been used, 25,000 KW portable diesel generator which the **Town of Windsor** is selling. Danny Miller, of the water department, was interested in it because it would be useful for emergency situations when we need to activate pump stations most especially on Old State Road and Linda Drive. Public Works Commissioner Kie negotiated a price of \$17,500 on this \$30,000 piece of equipment. All of the board was in favor of the purchase.

CHAIR

SENATOR LIBOUS GRANT

Supervisor Marinaccio has not heard anything regarding the \$50,000 request for public works from Senator Libous's office.

STATUS OF PLANNING, ZONING AND BAR BOARD APPOINTMENTS

Supervisor Marinaccio stated he is still looking for a replacement for Mr. Ford's seat on the **Zoning Board**. He wants to have representation around the town which sometimes is not as easy to achieve. After speaking to a resident near Roger's Mountain Way, the individual stated they did not have the time to devote to this board. He will keep looking.

NEW YORK STATE DOT

Supervisor Marinaccio will be reviewing the prints and maps which will include the proposed lighting. Mr. Marinaccio reminded **NYS Department of Transportation** representative Ronald Coleman, that when these proposed NY State projects that will be located in our town and how they will affect our budget.

REPORT OUT OF ASSOCIATION OF TOWNS TRAINING, FEBRUARY 18, 2015-NY CITY

Supervisor Marinaccio gave a brief on the committees he served on and a synopsis of what passed and what did not. All the resolutions were passed. They had a number of by-laws they had difficulty passing and were tabled. Councilman Gardner who attended with Supervisor Marinaccio commented about the differences other Towns are experiencing.

RED CROSS CITIZEN'S PREPAREDNESS TRAINING MARCH 12TH

Supervisor Marinaccio has been in touch with the **Red Cross Citizen's Preparedness Training** to be conducted here at the Town Hall on March 12th at 6:00PM. Someone from the Prospect Terrace Fire Company will also be on hand that evening. It is open to the public and any town board member or employee may attend. At a future date, the **Red Cross** would be interested in conducting a **Fire Safety Seminar**.

VILLAGE OF PORT DICKINSON ONGOING TALKS OF HIGHWAY CONSOLIDATION

All ongoing talks with the **Village of Port Dickinson** on **Highway Consolidation** will eventually result in a joint meeting with our Board, Public Works Commissioner Kie, their Mayor and Trustees. In the interim we will be crunching numbers before such a meeting would be held.

TAX CAP MEETING(S) SCHEDULED

Supervisor Marinaccio will be attending a Tax Cap meeting scheduled for March 6, to meet with our state legislators, discuss possible exemptions related to the tax cap formula. There will be a follow up meeting scheduled for March 12 with the county and municipal leaders.

OFFICERS PRESENT DURING COURT SESSIONS

Supervisor Marinaccio informed us that the Town Court hired **Port Dickinson Police** officers to stand guard during the weekly scheduled early evening court sessions every Tuesday from 3:00 – 6:00pm. The Court Clerk’s have observed a calmness since this support service started three weeks ago.

2015 NEWSLETTER

Supervisor Marinaccio has most of the articles for the annual news letter and just waiting upon a few more departments. It will be mailed via US Postal Service and posted on our web-site.

PUBLIC WORKS

None.

CODE

None.

ASSESSOR

None.

PLANNING AND ZONING BOARDS

None.

On motion by Supervisor Marinaccio, the board will go into Executive Session and the work session was adjourned by motion from Councilman Morabito and seconded by Councilman Burns at 6:11 PM.

EXECUTIVE SESSION

The board went into **Executive Session** at 6:11 PM to address a potential litigation matter regarding 16 Pulaski Street.

Respectfully submitted,

Wanda R. Broczkowski
Town Clerk