

November 14, 2016 – 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 6:00 PM on Monday, November 14, 2016 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 in attendance:

**Oliver N. Blaise III, Esq., Town Attorney
Susan M. Cerretani, Town Clerk
Code Enforcement Officer Stephen Rafferty, Town Engineer Ron Lake,
Public Works Commissioner Joel Kie, Administrative Assistant Beverly
Wike, Zoning Board Chair Jeanne Compton, Planning Board Chair and
Town Historian David Wasser, Assessor Jack Cahill and 4 members of the
general public.**

CHAIR

SUPERVISOR'S REPORT

SUPERVISOR'S MONTHLY REPORT

November, 2016

- The next **Association of Towns & Villages Association** meeting will be held on December 15, 6:30 pm at **Little Venice** located on Chenango St. in Binghamton. This will be our last meeting for 2016. No charge for members, guests will be charged \$18.00. No speakers. We will be nominating and voting for the 2017 officers.
- Staff has submitted the 2017 Meetings Dates Schedule and Holiday schedule. Copies have been distributed to each of the board members for review. There is one change made for meeting dates. The work session will be on Tuesday, Jan. 3 instead of Monday, January 2nd.
- Supervisor Marinaccio had a brief discussion with Senator Akshar in regard to the issue of allowing manufactured homes in residential districts. The Supervisor and the Senator plan on meeting again in the near future for further discussion.
- As many of you are aware, the **Broome County Legislature** met on Thursday, Nov. 10 and voted to restore the sales tax distribution with municipalities at the 50/50 split as it originally was. This move takes place beginning in January, 2017. Our town should be receiving an additional \$25K per quarter. It will now be up to the current County

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SUPERVISOR'S REPORT CONTINUED:

Executive to either sign this into law or veto it but the legislature has enough votes to over ride a veto. A number of Legislators voted against this change: Mark Whalen, Mary Kaminski and Kim Myers.

- The Town of Chenango has agreed to eliminate the one line item on the water contract between Chenango and Dickinson that we had opposed. That line item was to have Dickinson take the responsibility of inspecting the master water meter at a cost of around \$1500. Our thanks to the Town of Chenango for taking this action.
- As Mr. Marinaccio stated at last week's work session, we will be receiving a check for \$318,632.76 from the **Bing. /JC Joint Sewage Treatment Plant** due to a reduction of Capitol Funds of the plant. This money will go directly to our Sewer Fund and will hopefully assist us in maintaining sewer rates at the lowest rate possible.
- For the record, the Town of Dickinson is approximately 65% property tax exempt.
- Supervisor Marinaccio has had discussions with the **Land Bank** Executive, Margaret Scarinzi, in an effort to receive funds if the Town moves forward in condemning various properties and demolishing them.
- A reminder that **BOCES** has decided to relocate their heavy equipment program excavating and will re-foliate the existing area.
- Fees due to the Town of Dickinson from the Non-County Inmate Housing agreement for the 3rd quarter of this year is \$3,116.58.
- Sales Tax due to our town for the 3rd quarter of this year is \$205,727.12. This brings us to a total received of \$595, 344.78. One quarter to go. Mr. Marinaccio stated that the Town budgeted \$698,096 for 2016 so it looks like we will go over that estimate.
- Broome County Director of Real Property David Hamlin will be sending Administrative Assistant Bev Wike information on the new owners of 117 & 119 Glenwood Rd.
- The **Public Service Commission** established the **Easier Path** to help residential and small businesses to enter into associations to purchase power.

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SUPERVISOR'S REPORT CONTINUED:

- **Code Violations:**

1. 51 Sunset Dr., chair at curb and not picked up
2. 20 Rosedale Dr., yard sale items stored under a tent for over 2 weeks in front yard
3. 46 Sowden, various trash and debris, tall weeds
4. 48 Sowden, various trash and debris on property. Roof in need of repair
5. 36 Adams St., couch at curb
6. 43 Adams St., carpet scraps at curb
7. 214 Bevier St., large amount of garbage at side
8. 217 Bevier St., property being used as a business
9. 607 Front St., truck parked on property

Dog Control Report

Supervisor Marinaccio received both the village and town dog control reports from our Dog Control Officer for the month of October.
Dogs running loose in the town and village.

NYSEG Warning Letter: no warnings issued

PUBLIC COMMENTS

None at this time.

COMMITTEE REPORTS

- **PUBLIC WORKS**

- Councilman Gardner reported that he and Public Works Commissioner Kie are working to get the Emergency Plan to the Supervisor and the Board for approval. Supervisor Marinaccio and Town Clerk Susan Cerretani will then put the Emergency Plan into a form for easy viewing. It will then be shared with the Board and Emergency Services.

- **FINANCE**

- **SUPERVISOR MONTHLY REPORT**

Councilman Morabito made a motion to accept the **September, 2016 Supervisor monthly report** by Councilman Gardner. All in favor.

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- **TOWN CLERK MONTHLY FINANCIAL REPORT**
Councilman Morabito made a motion to accept the **October 2016 Monthly Financial Report** for the **Town Clerk** in the amount of **\$1,634.87** seconded by Councilwoman Exley. All in favor.
- **TOWN COURT MONTHLY FINANCIAL REPORT**
None received at this time.
- **ABSTRACTS FOR APPROVAL**

On Motion from Councilman Morabito, seconded by Councilman Gardner to approve **abstract # 11**, dated **November 14, 2016** in the amount of **\$311,747.30** Vote Ayes- 5, Nays-0, Absent-0.

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

Unanimously passed and noted as duly adopted.

Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$311,747.30.

Voucher #11 for November 14, 2016 year in the amount of \$311,747.30:

General Fund	\$97,098.76
Part Town	\$2,436.00
Highway	\$80,083.88
Fire districts	\$0.00
Light Districts	\$5,123.73
Refuse & Garbage	\$10,314.15
Sewer Operating Dist.	\$19,745.27
Water Operating Dist.	\$96,945.51

- **PERSONNEL**
 - Nothing to report.
- **PLANNING**
 - Planning Board Chair David Wasser reported that at the Planning Board's December meeting the Board will react to the comments by the County regarding the Comprehensive Plan.

APPROVAL OF MINUTES

On a motion by Councilwoman Exley seconded by Councilman Gardner to approve the **Work Session and Regular Meeting Minutes of October 3, 2016 and October 11, 2016**. All in favor.

Vote-5 Ayes, Nays-0, Absent-0.

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CHAIR

MEETING WITH MARGARET SCARINZI FROM LAND BANK

Supervisor Marinaccio has had discussions with **Land Bank** Executive, Margaret Scarinzi, in an effort to receive funds if the Town moves forward in condemning and demolishing various properties. Supervisor Marinaccio mentioned houses located on Pulaski Street, Bellaire Ave. and Forest Hills Blvd. that the Town needs help with. Supervisor Marinaccio asked Assessor Jack Cahill to investigate the status of several properties, including two vacant and abandoned properties on Adams Drive – 127 and 129.

REVISION TO JANUARY WORK SESSION MEETING SCHEDULE

Supervisor Marinaccio stated that staff has submitted the 2017 Meetings Dates schedule and Holiday schedule. Copies have been distributed to each of the board members for review. There is one change made for meeting dates - the work session will be on Tuesday, Jan. 3 instead of Monday, January 2nd.

ATTORNEY

RESOLUTION: AMENDING THE TOWN'S HIGHWAY INVENTORY TO ADOPT ADAMS STREET CULDE SAC AND COLLEGE VIEW ROAD AS TOWN ROADS

RESOLUTION 2016-46

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

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: AMENDING THE TOWN'S HIGHWAY INVENTORY TO ADOPT ADAMS STREET CUL DE SAC AND COLLEGE VIEW ROAD AS TOWN ROADS

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, Absent-0.

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

All in favor.
Resolution attached.

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RESOLUTION ADOPTING 2017 BUDGET

RESOLUTION 2016-47

The following Resolution was offered by Councilman Morabito, who moved its adoption, seconded by Councilman Burns to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: ADOPTING ANNUAL BUDGET FOR 2017

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, Absent-0.

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

All in favor.

Resolution attached.

RE-DO THE ADJUSTMENT OF WATER RATES FOR 2017

RESOLUTION 2016-48

After last week's work session it was called to Attorney Blaise's attention that the water adjustment rate should be effective the middle of December not January 1st as previously advertised. Attorney Blaise stated that we need to re-advertise the effective date in order to avoid having to do a special reading.

The following Resolution was offered by Councilwoman Morabito, who moved its adoption, seconded by Councilwoman Exley to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: SCHEDULE PUBLIC HEARING FOR 2017 WATER RATE ADJUSTMENT EFFECTIVE DATE – 5:30 PM, DEC. 5, 2016.

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, Absent-0.

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

All in favor.

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RESOLUTION SCHEDULING PUBLIC HEARING FIRE PROTECTION CONTRACT WITH PORT DICK

RESOLUTION 2016-49

The following Resolution was offered by Councilwoman Morabito, who moved its adoption, seconded by Councilman Gardner to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: SCHEDULE PUBLIC HEARING RENEWING FIRE PROTECTION CONTRACT WITH PORT DICK FIRE COMPANY- 5:40 PM, DEC. 5, 2016.

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, Absent-0.

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

All in favor.

RESOLUTION SCHEDULING PUBLIC HEARING ADOPTING CODE FOR DUMPING AND FILL PERMITS AND FEES

RESOLUTION 2016-50

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

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: SCHEDULE PUBLIC HEARING ADOPTING CODE FOR DUMPING AND FILL PERMITS AND FEES – 5:35 PM, DEC. 5, 2016.

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, Absent-0.

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

All in favor.

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RESOLUTION AUTHORIZING 2017 WATER SUPPLY CONTRACT WITH THE TOWN OF CHENANGO

RESOLUTION 2016-51

The following Resolution was offered by Councilman Burns, who moved its adoption, seconded by Councilman Morabito to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: AUTHORIZING 2017 WATER SUPPLY CONTRACT WITH THE TOWN OF CHENANGO AND AUTHORIZING SUPERVISOR TO SIGN.

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, Absent-0.

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

All in favor.

Contract on file in Clerk's office

CEMETERY

Attorney Blaise and Public Works Commissioner Kie have discovered a grant/funding source from the State that is available to municipalities to repair vandalized and dilapidated private cemeteries that have gone out of business and towns have had to take over. When the Town of Dickinson took over the **Glenwood Cemetery** several years ago it was in disrepair. Attorney Blaise has given the forms to Administrative Assistant Wike to fill out.

PUBLIC WORKS – WATER & HIGHWAY DEPARTMENT

- Public Works Commissioner Kie reported on the light recommendation for Valley View. Public Works Commissioner Kie does not feel there is a need for an additional light pole. Mr. Kie recommends that the light be moved and/or the light bulb be replaced. Mr. Kie contacted the resident who requested to have an additional light pole installed.
- Public Works Commissioner Kie is still working on investigating the application for sewer application permit fee. He will report back next meeting.
- Public Works Commissioner Kie requested permission to send out a bid for a truck purchase. He is requesting a 550 Ford pickup. Attorney Blaise will follow up with the detail.

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- Mr. Kie reported that leaf pickup is going well.
- Public Works Commissioner Kie reported that there is more yard waste than usual this year. The Highway crew will pick up one more time – Monday, Tuesday, or Wednesday of next week.
- Mr. Kie reported that the Town of Dickinson Highway crew is helping the Village with leaf pickup because they are behind schedule.
- Mr. Kie thanked the Board for approving the purchase of the extra leaf truck because it has helped tremendously.

PLANNING & ZONING BOARD

Nothing at this time.

CODE ENFORCEMENT

Nothing at this time.

PUBLIC COMMENTS

None.

The meeting was adjourned on motion of Councilman Morabito and seconded by Councilman Burns at 6:42 PM.

Respectfully submitted,

Susan M. Cerretani
Town Clerk