

January 11, 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, January 11, 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 attending:

**Oliver N. Blaise III, Esq., Town Attorney
Susan M. Cerretani, Town Clerk**

Also in attendance: Code Enforcement Officer Stephen Rafferty, Town Engineer Ron Lake, Commissioner of Public Works Joel Kie, Administrative Assistant Beverly Wike, Zoning Board Chair Jeanne Compton, Planning Board Chair/Historian David Wasser, and 3 Town residents.

CHAIR

SUPERVISOR'S REPORT

SUPERVISOR'S MONTHLY REPORT January 11, 2016

- I was able to contact the State and Municipal Facilities Program regarding the status of our grant that was awarded to us last year. I was informed that we are still in line to receive the funding, up to \$50K for the three projects that were turned in. Those projects are: Installation of automatic doors for our two main entrances into the town hall, replacement of our retainer walls, and an information board for the Town Hall.
- The next BC Association of Towns & Villages meeting is tentatively scheduled for Thursday, Jan. 28, 6:30 pm. Location and agenda to be announced. The newly elected officers will be sworn in at this meeting
- Was interviewed recently by WBNG-TV in regard to the property tax rebate checks and discussion on the tax cap and the effects it is having on municipalities.

SUPERVISOR'S MONTHLY REPORT CONTINUED

- Just a reminder that we should begin the process of developing our annual news letter. Please turn in your news articles, pictures, etc. to me as soon as possible. Let's not wait until March or April to turn in your news articles.
- Joel and I met with Michael Straight, representing **NYSERDA**. We discussed the possibility of our town installing solar panels to power our two buildings and selling off any excess power to **NYSEG**. We are waiting for additional information from Mr. Straight with the possibility of moving this program forward. There is no cost to the town for an evaluation of energy usage which would be the first step in determining whether or not solar energy will benefit the town.
- The **Color Run** is scheduled for Saturday, May 7. I believe this year will have a Tropical Theme.
- The 125th Town of Dickinson Anniversary celebration is scheduled to take place on Saturday, Sept. 17, at the Port Dickinson Park. Many events are scheduled to take place during this event, local, county, state and federal officials will be invited. Local organizations such as **Cornell Cooperative Extension** will be taking part. Fire and police departments will be represented also.

Code Violations:

1. 16 Stearns, large pile of refuse along side of the house
2. 39 Pulaski, dump truck openly stored in driveway
3. 68 Sowden, trash and various debris in the yard
4. 35 N. Broome, building without a permit

Dog Control Report

I am in receipt of the Dog Control Officer's Monthly Report for December, 2015 that covers both the Town and the Village:

- Person bitten on Nov. 22 but not reported to our dog control officer. Dog Control officer updated the town system/records of the incident and issued 2 tickets for unlicensed dogs on property.
- Other issues: stray dogs, wild life calls, 3 dogs running loose, owner warned.

NYSEG Warning Letter:

No letters issued

2016 Appointments

The following are the appointments of staff, planning & zoning members, and committee assignments:

Appointments:

- Town Attorney.....Oliver Blaise
- Deputy Supervisor.....Dan Morabito
- Code Enforcement.....Steve Rafferty, Joel Kie
- Zoning Board.....reappoint Pat Burchill
- Planning Board.....re- appoint Dave Wasser
- Dog Control Officer.....Greg Starley
- Town Engineer.....Ron Lake
- Constable.....Joel Kie
- Admin. Asst.....Bev Wike
- Deputy Town Clerk.....Karen
- Assistant to Assessor.....Sue Cerretani
- Historian.....David Wasser
- Town Court Clerk.....Kendra Iannon
- Town Court Clerk.....Jill Bodie
- Town Assessor term is up in 2019
- Board of Assessment Review.....re-appoint Richard Murphy

Committees:

Finance Committee.....Dan Morabito
Personnel Committee..... Sharon Exley
Highway Committee.....Steve Gardner
Planning, Zoning Liaison.....Tom Burns

January, 2016 Supervisor Report

I want to thank our town board, the planning and zoning boards, our town judges and court staff, our assessing office, historian, code enforcement officers, our highway superintendent and his staff, town engineer, dog control officer, our town clerk's office, town attorney, and our Administrative Assistant and all others who contribute to the betterment of our town, for their great work and dedication to the town and it's residents. Due to difficulties that most governments are experiencing these days, we continue to have the best roads and infra-structure in the county. We continue to have one of the busiest courts in the county. In spite of recent changes by NY State Building Codes, our code enforcement has been very effective in protecting our quality of life here in our town and at the same time, developing or revising our codes that will continue to make Dickinson one of the best places to live in Broome County.

In spite of the state imposed tax cap, we have maintained our tax rates at one of the lowest levels in the county while at the same time, preserved our residential services that are very important to those we serve. We continue to work as a team which helps us in the development and preservation of our beautiful town. The next few years will be challenging in terms of maintaining our services and infra-structure while at the same time, meeting the tax cap numbers. This is a balancing act: do we cut services and neglect our roads, neglect our hard working and dedicated staff, or do we meet the demands and expectations of our constituents? I am fully confident that we will make the right decisions that will benefit those we represent.

In regard to the failure of implementing a Public Works Contract with the Village of Port Dickinson, we will continue to work with the Village in a cost effective manner and continue communication with them in negotiating a contract that will benefit the Village tax payers while not imposing any costs to our town residents.

I am honored to be part of this great organization and I look forward to working with all of you in the future. Our town residents expect and deserve quality representation from those they elect to public office and I believe that we continue to fulfill that obligation.

Michael Marinaccio Supervisor, Town of Dickinson

PUBLIC COMMENTS

Resident Jim Love asked if the shared service agreement with the Village of Port Dickinson is off the table. Supervisor Marinaccio replied that it has been put on hold and the ball is now in the Village's court. Councilman Morabito stated that the board addressed every issue, did everything they could possibly do. The board members had hoped to get the agreement in place by January 1st. Supervisor Marinaccio stated that the Village trustees still have concerns and are hesitant. Mr. Love remarked that it is unfortunate that all the hard work was for naught and he feels it is unfair to the residents of Port Dickinson that the Village has not had a public information meeting with the residents of Port Dickinson.

APPROVAL OF MINUTES

On a motion by Councilman Gardner, seconded by Councilman Morabito to approve the **December 7, 2015 Work Session Minutes and December 14, 2015 Regular Meeting Minutes**. All in favor. Vote Ayes-5, Nays-0

ABSTRACT FOR APPROVAL

On Motion from Councilman Gardner, seconded by Councilwoman Exley to approve abstract #13 (dated December 31,2015) **\$111,668.50** and abstract #1 (dated January 11, 2016) in the amount of **\$371,053.82** Vote Ayes – 5, Nays – 0.

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

Unanimously passed and noted as duly adopted.

Abstract Summary of Audited Vouchers for Funds respectively in the amount of **\$111,668.50** and **\$371,053.82**

Voucher #13 for December 31, 2015 in the amount of \$111,668.50

<u>General Fund</u>	<u>\$11,366.08</u>
<u>Part Town</u>	<u>\$0.00</u>
<u>Highway</u>	<u>\$5,818.07</u>
<u>Fire districts</u>	<u>\$0.00</u>
<u>Light Districts</u>	<u>\$5,676.06</u>
<u>Refuse & Garbage</u>	<u>\$7,862.42</u>
<u>Sewer Operating Dist.</u>	<u>\$4,301.12</u>
<u>Water Operating Dist.</u>	<u>\$76,644.75</u>
<u>Phelps Street Extension</u>	<u>\$0.00</u>

Voucher #1 for January 11, 2016 in the amount of \$371,053.82

<u>General Fund</u>	<u>\$57,115.80</u>
<u>Part Town</u>	<u>\$1,370.00</u>
<u>Highway</u>	<u>\$6,000.00</u>
<u>Fire districts</u>	<u>\$150,928.00</u>
<u>Light Districts</u>	<u>\$0.00</u>
<u>Refuse & Garbage</u>	<u>\$0.00</u>
<u>Sewer Operating Dist.</u>	<u>\$140,506.00</u>
<u>Water Operating Dist.</u>	<u>\$15,134.02</u>
<u>Phelps Street Extension</u>	<u>\$0.00</u>

CHAIR

NEWSLETTER

Supervisor Marinaccio encouraged the board and staff to turn in articles for the 2016 newsletter as soon as possible.

AOTV MEETING

The **BC Association of Towns & Villages** meeting will be held on January 28th, 2016.

RESOLUTION: ADDRESSING ORGANIZATIONAL MATTERS FOR TOWN OPERATIONS IN 2016.

RESOLUTION 2016-1

The following Resolution was offered by Councilwoman Exley 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: ADDRESSING ORGANIZATIONAL MATTERS FOR TOWN OPERATIONS IN 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

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.

ATTORNEY

RESOLUTION 2016-2

The following Resolution was offered by Councilman Gardner, 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: DECLARING NEGATIVE ENVIRONMENTAL IMPACT PURSUANT TO SEQRA REGARDING CHANGES TO WATER SERVICE LOCAL LAW.

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

All in favor. Resolution attached.

RESOLUTION 2016-3

The following Resolution was offered by Councilman 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: APPROVING LOCAL LAW 2016-1 PROPOSED CHANGES TO WATER SERVICE LOCAL LAW

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

All in favor. Copy of local law attached.

Attorney Blaise moved the Taft Avenue stop sign meeting with Public works Commissioner Kie to Wednesday, January 20th.

Attorney Blaise supplied the board members with a draft agreement for a shared services agreement between the Town and the County. The Board, along with Public Works Commissioner Kie, granted approval of the agreement. Attorney Blaise will send the agreement on to County attorney Bob Benke.

RESOLUTION 2016-4

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: SUPPORTING FUNDING FOR LOCAL TRANSPORTATION INFRASTRUCTURE FROM STATE

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

All in favor. Resolution attached.

RESOLUTION SCHEDULING A PUBLIC HEARING FOR FEBRUARY 1, 2016 WORK SESSION TO MAKE CHANGES TO THE TOWN ELECTRICAL CODE

RESOLUTION 2016- 5

The following Resolution was offered by Councilwoman Gardner, 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 SCHEDULING A PUBLIC HEARING FOR FEBRUARY 1, 2016 WORK SESSION TO MAKE CHANGES TO THE TOWN ELECTRICAL CODE.

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

All in favor.

PUBLIC WORKS

HIGHWAY DEPARTMENT ADMINISTRATIVE

- Public Works Commissioner Kie is looking for solutions to the problems that are occurring at the pump station. Items are being flushed into the system and clogging it up. The facilities that are contributing to the problem are the **Broome County Jail, Achieve** and **SUNY BCC** dormitory. A discussion was held about various pumps and grinders. Supervisor Marinaccio requested that Public Works Commissioner Kie obtain prices and make recommendations. There was a discussion as to who is responsible for the maintenance and repair costs of the system.
- Supervisor Marinaccio addressed phase 2 of student housing at **SUNY BCC**. Mr. Marinaccio stated that he spoke with Francis Battisti of **SUNY BCC** who confirmed that there are no immediate plans for development.
- Supervisor Marinaccio received a phone call from **Prospect Terrace Fire Department** informing him that they found needles in their parking lot. Members of the Fire Department visited the **Glenwood Cemetery** and found hypodermic needles in a container. Hypodermic needles are being disposed in a container that an individual has placed at the **Glenwood Cemetery**. Supervisor Marinaccio stated that extreme care must be taken by our staff. Security cameras are in place **The Broome County Sheriff's Department** has been notified of the situation. Attorney Blaise recommended that we ask Captain Newcomb of the Sheriff's Department to patrol the cemetery all hours of the night to disrupt the activity. Supervisor Marinaccio stated that the drug problem is a major epidemic throughout the county and he wants to make sure all the board members are aware.

MONTHLY FINANCIAL REPORTS

TOWN CLERK MONTHLY FINANCIAL REPORT

Councilman Morabito made a motion to accept the **December 2015 Monthly Financial Report** for the **Town Clerk in the amount of \$1,434.40**. On a motion by Councilman Morabito, seconded by Councilman Gardner. All in favor

Town Clerk's Report	
December 2015 in the amount of: \$ 1,434.40	
<u>NYS Ag & Markets spay/Neuter program</u>	<u>\$33.00</u>
<u>State Comptroller</u>	<u>\$15.00</u>
<u>State Comptroller for Bingo Licenses</u>	<u>\$562.50</u>
<u>Supervisor Town of Dickinson</u>	<u>\$1,434.40</u>

SUPERVISOR'S MONTHLY FINANCIAL REPORT

Councilman Morabito made a motion to accept the 2015 Monthly Financial Report(s) for the month of October 2015. On motion by Councilman Morabito and seconded by Councilwoman Exley. All in favor.

PLANNING BOARD

Next Planning Board meeting: January 20th at 6:00 PM.

ZONING BOARD

Nothing to report at this time.

CODE ENFORCEMENT

Nothing to report at this time.

PUBLIC COMMENTS

Resident Jim Love mentioned an article that recently appeared in the local newspaper concerning the **Hotel Occupancy Tax**. Governor Andrew Cuomo vetoed a series of Bills that would have allowed 13 Westchester municipalities to impose a 3 percent tax on hotel rooms on top of sales tax and county occupancy tax. Many towns and villages have been pushing for the right to impose a "bed tax" which would generate revenue for their budgets. Supervisor Marinaccio agrees with Governor Cuomo's decision that the **Hotel Occupancy Tax** should be made uniform for the entire state and not on a piecemeal town-by-town basis.

A resident commented that he would like the no parking signs on Merrill Street moved down farther. Public Works Commissioner replied that the signs are in the same location they were (before they were replaced) because it was done by GPS. The resident would like the signs moved again. Mr. Kie will meet with the resident to take a look at the signs and their locations.

The meeting was adjourned on motion of Councilman Morabito and seconded by Councilman Burns at 7:25 PM.

Respectfully submitted,

Susan M. Cerretani
Town Clerk