

**October 9, 2018 – 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 Tuesday, October 9, 2018 in the Town Hall, 531 Old Front St., Binghamton, NY. This meeting was changed to Tuesday because the Columbus Day Holiday fell on the normally scheduled meeting date of the second Monday of the month.**

**The members of the Town Board present were:**

**Michael A. Marinaccio, Supervisor  
Stephen M. Gardner, Councilman  
Sharon M. Exley, Councilwoman  
Thomas J. Burns, Councilman**

**Absent: Danny F. Morabito, Councilman**

**Also in attendance:**

**Oliver N. Blaise III, Esq., Town Attorney  
Susan M. Cerretani, Town Clerk  
Public Works Commissioner Joel Kie, Code Enforcement Officer  
Stephen Rafferty, Town Engineer Ron Lake, Zoning Board Chair  
Jeanne Compton, and 4 members of the general public.**

**SUPERVISOR’S REPORT**

**SUPERVISOR’S MONTHLY REPORT  
October, 2018**

- 1. City Councilman Giovanni Scaringi asked Supervisor Marinaccio if we will move forward with placing a stop sign at the Market St. location that is experiencing excessive speeding. Mr. Marinaccio would like to move this forward one way or another. He would like to visit the site along with Code Enforcement Officer Rafferty and Public Works Commissioner Kie for further review.**
- 2. Councilman Gardner, Planning Board Chair Wasser and Supervisor Marinaccio attended the Age-Friendly Community event that took place on Friday, Sept. 14, 2:30-4:00 pm at the **BC Public Library**. They found the event to be interesting and gave them some ideas that will be discussed at a later time.**
- 3. The Town had great representation at the Municipal Training event that was held on Tuesday, Sept. 25th. Planning, Zoning, and Town Board officials were present for this 6 hour information session that covered Gray field Redevelopment, Case Law updates, 239 Review, Article 78 Proceedings, etc.**
- 4. Supervisor Marinaccio has had numerous conversations with a Mr. David Witzling, the new owner of the 3 store plaza on Front Street, formerly owned by Marc Newman. David is looking for ideas on what type of businesses will do well there. He has also offered **Starbucks** additional room to expand their store. Steve Gardner has also spoken**

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### SUPERVISOR'S REPORT CONTINUED:

to him. The Supervisor has contacted **The Agency** and the **Chamber of Commerce** to get any feedback from them.

5. Supervisor Marinaccio received some answers from the County Executive's office regarding the budget address that took place at the town hall last week: Funding for the new communication towers are being proposed to the state senate and assembly and are under consideration. Prosecuting Welfare Fraud.....working in conjunction with the DA and DSS. Attracting new airlines: Airport Commissioner, Chamber of Commerce attending quarterly/seasonal air conferences pitching air service at BGM.
6. Public Works Commissioner Kie and Supervisor Marinaccio met with Tami Carle at the Town of Chenango to discuss how they operate their civic center. Additional information to be shared at a later time.
7. Another reminder that the **Annual Labor & Employment Law Update** conducted by **Coughlin & Gerhart** will take place at the Doubletree on Oct. 17. Registration and breakfast starts at 7:30 am. Program starts at 8:30 am to 12:30 pm. Administrative Assistant Wike and Supervisor Marinaccio have signed up to attend.
8. Supervisor Marinaccio reviewed the charges on the Town Credit Cards account and found no issues.
9. Supervisor Marinaccio reviewed the **NY State Comptrollers** report for the financial status of the Town of Dickinson. We are listed as No Financial stress in all categories.
10. Public Works Commissioner Kie and Supervisor Marinaccio met with **Emergency Services Director** Mike Ponticielo regarding the replacement of the existing tower located in the Ely Park Golf Course with a 190' tower. Mr. Ponticielo has also met with Mayor David in discussions on location, height, etc. A Public Hearing will take place at the County Library on Wednesday, Oct. 10 starting around 5:30 pm. Mr. Marinaccio talked to Former Town of Dickinson Highway Superintendent Don Kumpon who lives in the general area of the new tower and he plans on attending along with other residents. Mr. Kumpon stated that he has no problem with the new tower.
11. Mr. Marinaccio was recently interviewed by the **US Department of Labor** regarding Employer Perspectives on Employment of People with Disabilities. The interview took about 30 minutes.
12. We will not be having students visit the Town Hall on **Mentoring Day** due to not enough of them signing up for this site. Administrative Assistant Wike and Supervisor Marinaccio will be attending the Mentoring Day Breakfast at **BOCES** the morning of Oct. 24.

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**SUPERVISOR’S REPORT CONTINUED:**

13. We recently found out that the Sheriff’s Department, through application with NYSDOT will be installing an electronic directional sign on Van Winkle Drive for the purpose of showing appropriate lanes to the campus and to the BC Safety Complex.

**Code Violations Report:**

1. 1 Miriam St., tall weeds & grass
2. 29 Pulaski, various construction debris scattered around yard
3. 51 Pulaski St., tall weeds and grass
4. 58 Pulaski St., tall weeds & grass
5. 21 Hickory Rd., grass clippings discharged onto the street
6. 9 Taft Ave., couch at curb, not picked up
7. Appearance Ticket issued to property owners of 45 Pulaski on various code violations. Owners have not been located yet.
8. 41 Pulaski Street, home renovations, no permit application made. Stop work order issued.
9. 33 Pulaski, porch in need of repairs, missing stairs, rotten or nonexistent supports for the porch, no foundation for the supports, tall weeds and grass

**Dog Control Reports**

The September Report indicates 8 calls/investigations took place between the village and the town. Strays, dogs running loose, dog chasing woman, dog hit by car, injured dog on Glenwood Rd.

**NYSEG Warning Letter:**

No warning letters issued to property owners by NYSEG this month

**Next Meeting**

Our next Board meeting work session will be on Monday, November 5 at 5:30 pm.

**PUBLIC COMMENTS**

None

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**COMMITTEE REPORTS**

• **PUBLIC WORKS**

- Mr. Gardner reported that most of the equipment is in good shape and ready for the winter. The plows are ready.
- Councilman Gardner reported that the 2 vacuum machines are ready for leaf pickup.

• **FINANCE**

- **SUPERVISOR MONTHLY REPORT**  
Councilman Burns made a motion to accept the **August, 2018 Supervisor monthly report** seconded by Councilman Gardner. All in favor.
- **TOWN CLERK MONTHLY FINANCIAL REPORT**  
Councilman Burns made a motion to accept the **September 2018 Monthly Financial Report** for the **Town Clerk** in the amount of **\$1,056.23** seconded by Councilman Gardner. All in favor.
- **TOWN COURT MONTHLY FINANCIAL REPORT**  
Councilwoman Exley made a motion to accept the Financial Report for the **Town of Dickinson Court** for the month of August, 2018 in the amount of **\$51,033**. On a motion of Councilman Gardner and seconded by Councilman Burns. All in favor.  
Town portion: \$9,283.50  
State portion: \$40,955  
County portion: \$758.50
- **ABSTRACTS FOR APPROVAL**

On Motion from Councilman Gardner, seconded by Councilman Burns to approve **abstract # 10**, dated **October 9, 2018** in the amount of **\$ 119,105.41**. Vote Ayes- 4, Nays-0, Absent-1.

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

Unanimously passed and noted as duly adopted.

**Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$119,105.41.**

**Voucher #10 for October 9, 2018 in the amount of \$119,105.41:**

<b>General Fund</b>	<b>\$58,334.46</b>
<b>Part Town</b>	<b>\$66.00</b>
<b>Highway</b>	<b>\$48,919.39</b>
<b>Fire districts</b>	<b>\$0.00</b>

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<u>Light Districts</u>	<u>\$3,790.37</u>
<u>Sewer Operating Dist.</u>	<u>\$2,911.36</u>
<u>Water Operating Dist.</u>	<u>\$5,083.83</u>

**PLANNING BOARD**

Next Planning Board meeting scheduled for mid-November.

**APPROVAL OF MINUTES**

On a motion by Councilman Gardner seconded by Councilwoman Exley to approve the **Work Session and Regular Meeting Minutes of September 10, 2018**. All in favor.

Vote-4 Ayes, Nays-0, Absent-1.

**CHAIR**

**SUNRISE TERRACE ASSOCIATION**

Supervisor Marinaccio and the Sunrise Terrace Board members will be meeting to talk about the direction to take regarding the **Sunrise Terrace Community Center** building. The Supervisor stated that there is a 50/50 chance that the Town may take over the Community Center building. We have copies of the bylaws and deed and we are receiving help and advice from our attorney. A Public Meeting will be held in the near future and the information will be posted on the website. The Supervisor stated that he will most likely have a Press release.

**COMMUNICATIONS TOWER – ELY PARK**

Supervisor Marinaccio stated that the **Communications Tower** cost is about one million dollars. There will be a Public Hearing Tuesday at 5:30 at the **Broome County Public Library**.

**ATTORNEY**

**RESOLUTION 2018 -26**

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 FOR 2019 BUDGET AT 5:30 PM, NOVEMBER 5, 2018**

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 –4, Nays – 0, Absent-1.

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

All in favor.

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**RESOLUTION TERRACE DRIVE SEWER AGREEMENT**

**RESOLUTION 2018-27**

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: APPROVING TERRACE DRIVE SEWER AGREEMENT AND AUTHORIZING PUBLIC WORKS COMMISSIONER KIE 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 –4, Nays – 0, Absent-1.

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

All in favor. Town Clerk will keep the original and send a copy to Anita O’Donovich and a copy to Rosemary Pope.

**PROSPECT TERRACE FIRE PROTECTION CONTRACT**

**RESOLUTION 2018-28**

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: ADOPTING FIRE PROTECTION CONTRACT EFFECTIVE JANUARY 1, 2019 – DECEMBER 31, 2023 WITH PROSPRCT TERRACE FIRE COMPANY.**

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 –4, Nays – 0, Absent-1.

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

All in favor.

Supervisor to sign and a copy to Prospect terrace Fire Company.

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**RESOLUTION ADOPTING THE JCAP GRANT APPLICATION**

**RESOLUTION 2018-29**

The following Resolution was offered by Councilwoman Exley, 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: THE TOWN OF DICKINSON AUTHORIZES THE DICKINSON TOWN COURT TO APPLY FOR A JUSTICE COURT ASSISTANCE PROGRAM (JCAP) GRANT IN THE 2018-2019 GRANT CYCLE.**

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 –4, Nays – 0, Absent-1.

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

All in favor.

**TEMPORARY SIGN CODE**

**RESOLUTION 2018-30**

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 FOR TEMPORARY SIGN CODE AT 5:45 PM, NOVEMBER 5, 2018.**

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 –4, Nays – 0, Absent-1.

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

All in favor.

Code Enforcement Officer Rafferty to submit 239 review to Broome County before the scheduled Public Hearing.

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**RESOLUTION 2018 -31**

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: ACCEPTING NYSEG PROPOSAL TO REPLACE THE 373 COBRAHEAD STREET LIGHTS AT A COST OF \$21,422.57**

DISCUSSION: The Town was in line for a \$50,000 Grant. The Town Hall building is converting to **LED lights**.

Code Enforcement Officer Rafferty and Public Works Commissioner Kie are working on a rebate program for town residents matching funds up to \$1,000 for home insulation and a campaign to promote the use of LED lights that would be distributed to town residents on **Municipal Clean-up Day**.

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 –4, Nays – 0, Absent-1.

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

All in favor.

**PLANNING & ZONING BOARD**

**Nothing to report**

**CODE ENFORCEMENT**

Nothing at this time

**PUBLIC COMMENTS**

None.

On a motion by Councilman Gardner, seconded by Councilman Burns to enter into Executive Session at 6:42 PM.

All in favor

The meeting was adjourned on motion of Councilman Morabito and seconded by Councilman Burns at 7:15 PM.

Respectfully submitted,

Susan M. Cerretani  
Town Clerk