

August 10, 2020 – WORK SESSION & REGULAR MEETING

The Work Session and Regular Meeting of the Town of Dickinson Town Board was called to order with the pledge of allegiance by Supervisor Michael A. Marinaccio at 5:30 PM on Monday August 10, 2020 in the Town Hall, 531 Old Front Street, Binghamton, New York and via Zoom teleconferencing.

This is the second of the regular meetings which begins the summer schedule of July, August and September combining our Work Session with the Regular Meeting on the second Monday of those months with a start time of 5:30 P.M.

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:

Angelo Catalano, Esq., Town Attorney – via Zoom

Susan Cerretani, Town Clerk

Public Works Commissioner Joel Kie, Town Engineer Ron Lake, Zoning

Board Chair Jeanne Compton, Code Enforcement Officer Rafferty, two

members of the public and 2 members of the public via Zoom.

Supervisor Marinaccio gave his report for the month of August. His report will be placed on file.

SUPERVISOR'S MONTHLY REPORT

August 2020

This meeting is also being held remotely via **ZOOM** virtual meeting software. The public has the ability to view or listen to this meeting live via the **ZOOM** app, web browser and/or by telephone. This meeting is being recorded and will be transcribed at a later date.

Also, at this time, anyone who is not an officer of the town, will be muted until I ask for comments from the public. Please state your name when you are called upon and recognized by me. Please avoid any background noise while you are speaking.

Let us proceed with my Supervisor's Report for July.

1. Please take notice that strict measures will be taken relating to anyone visiting the Town Hall to conduct business. We now have a **RING** System installed at both entrance doors to the building. You will be asked what sort of business that you need to conduct. You must wear a face mask or you will not be allowed to enter the town hall, you must use hand sanitizer on your hands which will be provided at the front entrance and at the Town Clerk's Counter, and you must sign in prior to conducting any town business. Additional procedures are listed on our town website. The **Town State of Emergency** remains in place until further notice.

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SUPERVISORS REPORT CONTINUED:

2. A reminder: Yard Sales are now allowed in the town until further notice. You need to assure social distancing when conducting a yard sale. You also need to apply for a permit from the town clerk's office. There is no charge for the permit.
3. I reviewed our town credit card charges and found no issues.
4. Sales Tax Revenue for the second quarter for our town is \$195,599.95 for a total year to date of \$436 K. We budgeted \$820 K. Here are some updates on income for the town. (read report)
5. I want to remind our town residents that you need to apply for building permits when you are in the process of renovating your home, adding a shed or addition, erecting fences, swimming pools, roof replacements, etc. You can always call our code enforcement office if you have any questions but please do so before you start a project.
6. Joel and I had another meeting with a **NYS DOT** representative, Drew Newby, regarding the traffic circle project. Traffic will be detoured for approximately a week pending weather conditions. Coming out of the Sunrise Terrace area, traffic will not be able to make a right to head to towards the city. They will make a left and depending their destination, head to the on ramp to I-81 in the Town of Chenango. Vehicles coming to the Terrace from north to south on Front St. will be able to make a right turn through the dead-end loop where a temporary pass through will be made. Residents who live along the loop will be informed via a flyer. This work will take place when SUNY Broome is not in session and not and if there is a Spiedie Fest. Emergency Services, ambulance services, etc. will be notified.
7. I was informed by the **Nimmonsburg United Methodist Church** that the 100th Anniversary celebration is now postponed and tentatively scheduled for 2021.
8. I had a discussion with **Michael Decker, Director of Broome County Real Property** regarding foreclosures and unpaid water and sewer bills. As I have stated in the past, those residents who do not pay their water/sewer bills and wait until the bills go to taxes, pose a potential problem for the town if the owner of such property defaults on property taxes. The county may begin a process where municipalities will be forced to collect their water/sewer bills as the bills are processed or warn the resident of having their water turned off. I have met with Bev and we will begin developing a warning process for those residents who do not pay their bills.

NOTE from **Michael Decker, Broome County Real property Director** regarding how property taxes will be collected: "Yes, the plan is to do a press conference the first of September once the school tax bills have been sent out. The county also will be posting this information on social

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SUPERVISORS REPORT CONTINUED:

media as well as posting on the County website. In the tax bills being sent out, the insert will have specific instructions regarding the closing of the off-site's locations and the opening of the new mall location as well as the County Office Building hours".

9. I participated in the **Comp Alliance Insurance Company Safety webinar** and found it to be very informative. Most of the actions that were recommended by them regarding **COVID-19** protection is being followed by our town.
10. I received a call from one of our residents who live in the **Chenango Shores** neighborhood regarding a very large gathering at the **Regal Movie Complex** parking lot. Another call was made to Councilman Burns. The information shared was very concerning and troubling to me. Large crowds, no face masks, no social distancing, loud noise until around 12 midnight, alcohol consumption, garbage and litter left after the gathering, blocking the side walk, people in the Street on Front St., vehicles doing donuts in the street, etc. I talked to the manager at the **Cracker Barrel Restaurant** and she shared the same concerns. I contacted the Sheriff and the County Executive, and they are now aware of the gathering which takes place on Friday evenings at this location.
11. On Saturday, Aug. 15, starting at around 10 for queuing up the participating vehicles, a Community Caravan called **Love Drives Us**, will begin at Lot #1 off of Lt. Van Winkle Dr. and will proceed around 11 am down Front St. to a location on Riverside Dr. Anyone can participate. The caravan will consist of vehicles. The Town of Dickinson will be participating, and we will use one of our town vehicles. An invitation was sent out through the **BCAOTV** and from me to all the towns and villages. This caravan is for celebrating the spirit of the Greater Binghamton Community in response to prove that we are surviving the **COVID-19** pandemic.
12. There will be a flagpole dedication at the **Sunrise Terrace Park** on August 21 starting at around 12 noon. Alison Vanek, daughter of the late Lillian Vanek, who passed away on December 10, 2018 and who was a long-term resident of Sunrise Terrace and an active member of the **Sunrise Terrace Association**, will be present to unveil the plaque dedicated to Lillian Vanek whose estate donated the money for the flag pole and plaque. Everyone is invited to attend.
13. The **Sunrise Terrace Association** will be holding their Annual neighborhood Yard Sale on Saturday, Aug. 22 starting around 9 am to 1 pm. Individual permits are not required. Residents in the Terrace need to register with Kathy Brown, 607-765-2510 or email at kbrown4173@gmail.com There is a \$5.00 fee and payment can be dropped off at 55 Terrace Dr. no later than Aug. 19.

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SUPERVISORS REPORT CONTINUED:

14. Code Violations Report:

1. 55 Sunset Dr., building without a permit, no house numbers
2. 16 Francis St., dog feces in yard, two unlicensed vehicles openly stored

Dog Control Reports

I received the Dog Control Officer Reports for July which covers our town and the village: Complaint in the village regarding a person bitten and scratched by a neighbor's dog. Victim did not want to pursue the issue. A bite report was sent to the **BC Health Department** and the dog owner was warned for the dog not being licensed. In the town, stray dog captured and sent to the shelter. Person allowing dog to defecate on her property and then not picked up. Issue resolved with the dog owner placing a lock on the gate so children cannot let the dog off the property.

NYSEG Warning Letter: No NYSEG warnings issued

Next Meeting: Our next Board meeting is tentatively scheduled for September 14, 5:30 PM. We are in the summer schedule for board meetings unless we have an emergency issue to deal with or some other town relate

PUBLIC COMMENTS:

A resident commented on the situation that occurred at the Regal Cinema parking lot Friday night. There was a very large, loud gathering of people and approximately 300 cars in the parking lot of the Regal Cinema. He stated that it was total chaos and it continued past 1 am. The resident stated that he appreciated the response and action taken by the Town of Dickinson. Supervisor Marinaccio contacted the State Police and the Sheriff's Department to report the incident.

Another resident stated that he could hear the loud noise from the cars on Front Street all the way at the top of Ferndale Drive.

The resident then thanked Public Works Commissioner Kie for his help in obtaining a variance. He also voiced concerns that a pickup truck with a large trailer has been parked at the corner of Rosedale and Terrace Drive for the past two weeks. It is parked near the intersection and he is fearful that there might be an accident because of it. Mr. Kie stated that the vehicle was ticketed today.

A resident commented on the gathering of classic cars in the movie theater parking lot. He remarked that it started out as a nice, peaceful organized event and later that evening it went out of control with drag racing on Front Street, with no law enforcement in sight.

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COMMITTEE REPORTS

• **PUBLIC WORKS**

- Public Works Commissioner reported that he is doing an experiment with a relatively inexpensive crack sealer on Pleasant Court to extend the life of the pavement on the street.
- Deyo Hill Road and Republic Street will be milled and paved out of **CHPS** funds.

• **FINANCE**

SUPERVISOR’S MONTHLY FINANCIAL REPORT

Councilman Morabito made a motion to approve the **June 2020 Supervisor monthly report** seconded by Councilman Burns. All in favor.

TOWN CLERK MONTHLY FINANCIAL REPORT

Councilwoman Morabito made a motion to accept the **July 2020 Monthly Financial Report** for the **Town Clerk in the amount of \$1,889.24**. On a motion by Councilman Morabito seconded by Councilman Gardner. All in favor.

ABSTRACTS FOR APPROVAL

On Motion from Councilman Morabito, seconded by Councilman Burns to approve **abstract # 8**, dated **August 10, 2020** in the amount of **\$147,505.56**. 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

Unanimously passed and noted as duly adopted.

Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$147,505.56.

Voucher #8 for August 2020 in the amount of \$147,505.56.

<u>General Fund</u>	<u>\$18,065.51</u>
<u>Part Town</u>	<u>\$55.99</u>
<u>Highway</u>	<u>\$15,563.97</u>
<u>Fire districts</u>	<u>\$0.00</u>
<u>Light Districts</u>	<u>\$3,376.27</u>
<u>Sewer Operating Dist.</u>	<u>\$7,146.08</u>
<u>Water Operating Dist.</u>	<u>\$6,984.50</u>

• **PERSONNEL**

- Councilwoman Exley had nothing new to report.

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• **PLANNING**

- Jerry Ford is the new chairman of the Planning Board.

APPROVAL OF MINUTES

On a motion by Councilwoman Exley seconded by Councilman Gardner to approve the **Work Session and Regular Meeting Minutes of July 13, 2020**. 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.

ATTORNEY

RESOLUTION 2020-12

The following Resolution was offered by Councilman 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: AUTHORIZING COUGHLIN & GERHART TO HANDLE A LITIGATION MATTER REGARDING A TAX ASSESSMENT CHALLENGE FOR THE FAIRFIELD INN OUTSIDE THE RETAINER AT THE HOURLY RATE OF \$200.00.

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

All in favor.

RESOLUTION 2020-13

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: ADOPTING THE NEW RETENTION AND DISPOSITION SCHEDULE FOR NEW YORK LOCAL GOVERNMENT RECORDS OR LGS-1.

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.

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

All in favor. Resolution on file.

RESOLUTION 2020-14

The following Resolution was offered by Councilman Gardner, 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 FINANCING FOR THE PURCHASE OF A PICKUP TRUCK AND RELATED EQUIPMENT/ACCESSORIES, AT THE MAXIMUM ESTIMATED COST OF ONE HUNDRED THOUSAND DOLLARS (\$100,000.00); APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE; AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$100,000.00 SERIAL BONDS OF SAID TOWN TO PAY THE COST THEREOF.

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

All in favor.

Legal Notice of Estoppel to be published in the Binghamton Press. A complete copy of the resolution is available for public inspection during regular business hours at the Town Clerk's Office, 531 Old Front Street, Binghamton, NY, for a period of twenty days from the date of publication of this Notice.

Attorney Catalano alerted the Board that the intent of the State is to re-open the schools in the next couple weeks, we anticipate a lot of **COVID-19** issues especially on the labor front with staffing. As issues arise, we will address them one on one and we should be ready for a lot of absences.

COMMITTEE REPORTS:

PUBLIC WORKS – WATER DEPARTMENT & HIGHWAY DEPARTMENT

- Public Works Commissioner Kie reported that he received a preliminary landscape design plan for the proposed roundabout from **NYS DOT**. The design is for grasses.

PLANNING & ZONING BOARD

- There is a Planning Board meeting scheduled for August 25th regarding a swimming pool.

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CODE ENFORCEMENT

- Nothing to report.

PUBLIC COMMENTS

The meeting was adjourned into Executive Session on a motion of Councilman Morabito and seconded by Councilman Burns at 6:15 PM.

The Executive Session was adjourned on a motion of Councilman Morabito and seconded by Councilman Burns at 6:40.

Respectfully submitted,

Susan M. Cerretani

Town Clerk