

March 14, 2022 – 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, March 14, 2022 at the Town Hall, 531 Old Front Street, Binghamton, New York and via Zoom.

Join Zoom Meeting

<https://us02web.zoom.us/j/84226654249?pwd=NVIqZzB4eit4K0w4ejRPcHhSRis4dz09>

Meeting ID: 842 2665 4249

Passcode: 351337

Phone in 1-646-876-9923

The members of the Town Board present via Zoom were:

Michael A. Marinaccio, Supervisor

Stephen M. Gardner, Councilperson

Sharon M. Exley, Councilperson

Danny F. Morabito, Councilperson

Thomas J. Burns, Councilperson

Nathan D. VanWhy, Esq., Town Attorney

Wendi Evans, Deputy Town Clerk

Also attending: Public Works Commissioner Joel Kie, Code Enforcement Officer Stephen Rafferty, Town Engineer Ron Lake, Administrative Assistant Beverly Wike, Zoning Board Chair Jeanne Compton, Planning Board Chair Jerry Ford via Zoom.

CHAIR

SUPERVISOR'S MONTHLY REPORT

March 2022

March Town Board Meeting

Supervisor's Report

Supervisor's Report

1. I reviewed the town credit card charges and found no issues
2. We received 2, 239 Review notices both from Kirkwood, both dealing with a moratorium on **Battery Energy Storage Systems and Development of Solar Energy and Wind Energy Conversion systems.**
3. **AOT Training & Education:** As you are aware, both Steve and I participated in the 2022 Virtual Association of Towns Annual Meetings and School for elected and appointed officials. I participated in the following classes: Legalities of Purchasing & Competitive Bidding; Funding Opportunities/Coronavirus Aid, Relief, and Economic Security Act; Office of Community Renewal/CDBG Funding; CDBG Application process; Officers/Elected and appointed, behaving Badly; Overview of ARPA Funding,

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SUPERVISOR’S REPORT CONTINUED:

Local procurement Policies, American Rescue Plan Act, and much more. All of the Legislative Resolutions that were presented during the business meeting were passed.

4. Steve Rafferty was contacted by an engineer notifying him that the Eco-No Lodge may be converted into apartments. I believe that the area is not zoned for that, but Steve will wait for the specific plans and go from there.
5. I have been made aware that there have been at least 22 calls for police action at the Red Roof Inn located at 650 Old Front St. I will be discussing this further with our town attorney for guidance as to what actions we can take at this time. I have learned that the management at Red Roof has been enforcing their hotel policies and throwing their room occupants out once there is an issue.
6. The Planning Board approved the final site plan for the **Fairview** project on Adams St.
7. Message from the Greater Binghamton Chamber: We reached out a while back to talk about a concept we had to develop an eleven-county water trail encouraging responsible usage and encourage entrepreneurship for outfitters along the trail.

Code Violations/Appearance Tickets

Building Permits

1. 534 Old Front St., this is the former motorcycle shop, replacing electrical supply, will be used to store lawn mowers
2. 603 Old Front St., building a new garage, old garage collapsed
3. 41 Forest Hills Blvd., replace aluminum front door awning with a permanent roof.
4. 220 Airport Rd.

Dog Control Reports

TOWN: 22 calls, past due licenses, dogs removed from home where resident was arrested, dog wandering on neighbor’s property, aggressive dog

VILLAGE: 8 calls, past due licenses, loose dog,

NYSEG UTILITY SHUTOFF NOTICES: No notices received

Next Town Board Meeting

Our next Town Board meeting is scheduled for Monday, April 4, 5:30 PM, Work Session.

PUBLIC COMMENTS

Supervisor Marinaccio opened the meeting to public comments.
None were heard.

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COMMITTEE REPORTS

• **PUBLIC WORKS**

- Councilperson Exley talked to Joel Kie regarding the skid steer replacement. Councilman Burns looked at it with Joel, thinks it is a good deal and we should do it.
- There was a discussion on the change in the Starbucks traffic reconstruction. Ordering is in the front of the building and out the back. Does eliminate traffic. Question is on angled parking.

• **FINANCE**

- **TOWN CLERK MONTHLY FINANCIAL REPORT**
Councilperson Gardner made a motion to accept the **February 2022 Monthly Financial Report** for the **Town Clerk in the amount of \$1,181.50**. On a motion by Councilperson Gardner seconded by Councilperson Morabito. All in favor.
- **SUPERVISOR’S MONTHLY FINANCIAL REPORT**
Councilperson Gardner made a motion to accept the **December 2022 Supervisor monthly report** in the amount of \$1,299,400.88, seconded by Councilperson Exley. All in favor

ABSTRACTS FOR APPROVAL

On Motion from Councilperson Gardner, seconded by Councilperson Burns to approve **abstract # 3**, dated **March 14, 2022** in the amount of **\$146,350.44**. Vote Ayes-5, Nays-0, Absent-0.

Supervisor Marinaccio voting Aye
 Councilperson Gardner voting Aye
 Councilperson Exley voting Aye
 Councilperson Morabito voting Aye
 Councilperson Burns voting Aye

Unanimously passed and noted as duly adopted.

Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$146,350.44.

Voucher #3 for March 14, 2022 in the amount of \$146,350.44.

<u>General Fund</u>	<u>\$24,211.33</u>
<u>Part Town</u>	<u>\$0.00</u>
<u>Highway</u>	<u>\$26,026.52</u>
<u>Fire districts</u>	<u>\$79,950.00</u>
<u>Light Districts</u>	<u>\$2,377.80</u>
<u>Sewer Operating Dist.</u>	<u>\$1,116.07</u>
<u>Water Operating Dist.</u>	<u>\$12,668.72</u>

• **PERSONNEL**

Supervisor Marinaccio commented that he is looking at candidates to fill Beverly Wike’s position.

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APPROVAL OF MINUTES

On a motion by Councilperson Exley seconded by Councilperson Gardner to approve the **Work Session Meeting Minutes of February 7, 2022** and the **Regular Meeting Minutes of February 14, 2022**. All in favor.
Vote- Ayes-5, Nays-0, Absent-0.
All in favor.

ATTORNEY

RESOLUTION 2022-11

The following Resolution was offered by Councilperson Morabito, who moved its adoption, seconded by Councilperson Exley to wit:
BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: APPROVING UPDATED SMOKE FREE GROUNDS POLICY

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
Councilperson Gardner voting Aye
Councilperson Exley voting Aye
Councilperson Morabito voting Aye
Councilperson Burns voting Aye

All in favor. Copy on file in the Town Clerk’s office.

RESOLUTION 2022-12

The following Resolution was offered by Councilperson Gardner, who moved its adoption, seconded by Councilperson Exley to wit:
BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: APPOINTING KYLE DOYLE AS PART TIME DEPUTY CODE OFFICER.

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
Councilperson Gardner voting Aye
Councilperson Exley voting Aye
Councilperson Morabito voting Aye
Councilperson Burns voting Aye

All in favor.

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RESOLUTION 2022-13

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

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

RESOLUTION: APPROVING INCREASE IN SALARY FOR KYLE DOYLE BY \$2.00/HOUR EFFECTIVE MARCH 19,

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
Councilperson Gardner voting Aye
Councilperson Exley voting Aye
Councilperson Morabito voting Aye
Councilperson Burns voting Aye

All in favor.

PUBLIC WORKS – WATER & HIGHWAY DEPARTMENT

- Public Works Commissioner Kie reported that he has no deputy so he cannot make purchases without being present. He would like to give Matt Fitzpatrick a credit card just in case and asked the board to give permission to give him one. Councilperson Morabito suggested we do not limit him less than \$6,999. Supervisor Marinaccio will be authorized as well and suggested \$5,000. The Supervisor motioned for a \$5,000 purchase limit.

On a motion of Councilperson Morabito and seconded by Councilwoman Exley.

All in favor.

Discussion – accountability is to review charges immediately.

- Public Works Commissioner Kie stated that the skid steer is 5 years old and has no warranty. It is due for full service. Mr. Kie would like to trade it in. Same one \$15,247.00 trade in. \$37,000 trade in value. Budgeted \$30,000, short \$20,000. Requesting amendment to transfer \$20,000 from current year 2022. Councilperson Morabito thinks it is a good deal. Next time need to budget for it instead of transfer. Councilperson Burns asked about extended warranty. Wants to find out what it would cost for 5 yrs.

RESOLUTION 2022-14

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

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

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RESOLUTION: TO AMEND THE 2022 HIGHWAY FUND BUDGET TO HELP FINANCE THE COST OF EQUIPMENT (SKIDSTEER, LOADER AND TRAILER) TO BE PURCHASED IN 2022 BY APPLYING \$20,000 FROM APPROPRIATION ACCOUNT DB9730.6 - BOND ANTICIPATION DEBT PRINCIPAL AND MOVING SUCH AMOUNT TO APPROPRIATION ACCOUNT DB130.2 - HIGHWAY AND MACHINERY EQUIPMENT, CAPITAL OUTLAY.

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
Councilperson Gardner voting Aye
Councilperson Exley voting Aye
Councilperson Morabito voting Aye
Councilperson Burns voting Aye

All in favor.

RESOLUTION 2022-15

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

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

RESOLUTION: APPROVING THE PURCHASE NEW CAT SKIDSTEER OFF OF STATE CONTRACT #C69406 FOR THE AMOUNT NOT TO EXCEED \$52,247.00 FINANCED BY A TRADE IN OF \$37,000 WITH THE REMAINING CASH BALANCE BEING PAID FROM THE BUDGET LINE ITEM.

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
Councilperson Gardner voting Aye
Councilperson Exley voting Aye
Councilperson Morabito voting Aye
Councilperson Burns voting Aye

All in favor.

BEV WIKE – SEWER & WATER ACCOUNTS

Administrative Assistant Wike reported that the sewer is a little short so may want to consider raising rates or increase the minimum charge. Compared to other towns. Owed \$200,000. Paid back \$100,000. Due \$100,000.

Sewer is short, water is good.

- Need to raise \$200,000
- Going to keep going up

- Increases are unexpected
- Paying over a million a year right now.
- Going to look at it and come up with a plan.

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ZONING

Zoning Board Chair Jeanne Compton reported that voted “No” for Downs Ave. Stop work order and tear it down.

The meeting was adjourned on motion of Councilperson Morabito and seconded by Councilperson Burns at 7:00 PM.

Respectfully submitted,

Susan M. Cerretani RMC
Town Clerk

WE/smc