

**March 9, 2015 – 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 9, 2015 in the Town Hall, 531 Old Front St., Binghamton, NY.**

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

**Michael A. Marinaccio, Supervisor**

**Danny F. Morabito, Councilman**

**Sharon M. Exley, Councilwoman**

**Also attending:**

**Oliver N. Blaise III, Esq., Town Attorney**

**Wanda R. Broczkowski, Town Clerk**

**Absent: Thomas J. Burns, Councilman**

**Stephen M. Gardner, Councilman**

**CHAIR**

**SUPERVISOR'S REPORT**

Mr. Marinaccio gave his report for the month of March. His report will be placed on file. Here are some highlights:

- Oliver, Joel, Bev, Councilman Morabito, Ron Lake and Mr. Marinaccio will be holding another meeting with officials from the **Village of Port Dickinson** in a continuation of discussion on the town taking over their public works department. The meeting is scheduled for March 19<sup>th</sup> here at the town hall.
- Joel and Supervisor Marinaccio met with several engineers from the **NYS Dept of Transportation** regarding the new multi-use trail that will run along Front St., the noise walls that will be installed along Prospect Terrace and road lights that are presently out of service and new lighting that will be installed on Front St. and is working with the new I-86 corridor. The meeting went very well and **DOT** will be sending us a detailed description and specifications so that we can produce a resolution and then move forward to a maintenance agreement with them for lighting and the trail. We will not be responsible for any maintenance of the noise wall. Joel can talk more about this later in the meeting.
- Jim Baumgartner sent me a message indicating that the **BCIDA** will research the possibility of the town receiving funds to offset the cost of building the Phelps St. rd. extension.
- A meeting was held Friday, March 6 at the county building with Assemblyman Crouch, Assemblywoman Lupardo and Robert Neilson representing Senator Libous. Also present were Supervisors, Whitesell, Kniffen and myself. County Executive Preston, Deputy Bernardo and Aaron Martin, represented the county. The purpose of the meeting was to discuss issues that municipalities are having with the **property tax cap**. We are looking for some exemptions to the tax cap formula for health insurance, retirement costs, capital projects and cost of disasters.
- The next **shared service** meeting is scheduled for March 12, 3 pm at the county building. All but a few municipalities have joined this committee.

## **SUPERVISOR'S REPORT (Continued)**

- A letter was written to Binghamton Mayor Rich David by Kirkwood Supervisor Gordi Kniffen regarding the inclusion of having a representative for our municipalities in their **Waste Treatment Board**.
- Supervisor Marinaccio sent information to **NYSEG** representative Lisa Stilitono, per her request that indicates most of the road lights until they are reactivated or replaced by more energy efficient lighting.
- Planning Chairman and Historian Dave Wasser would like to form a volunteer committee to assist in the planning of our 125<sup>th</sup> Anniversary celebration in 2016. We would also like to see one of our council persons get involved. If anyone is interested, please contact David.
- Mr. Marinaccio will be attending the continued **Tax Cap** meeting on Friday, February 13, at 3:30 pm at the county office building. Our scheduled meeting with our NYS Representatives was cancelled due to the passing of Senator Libous's mother. We plan on rescheduling that meeting.
- The **Disaster Preparedness** meeting which will be conducted here at the town hall by the **Red Cross** will take place this Thursday, March 12, 6PM.
- **Code violations:**  
None.
- **Dog Control Officer's report:**  
Supervisor Marinaccio is in receipt of the monthly report by our Dog Control Officer. Several stray pit-bulls were captured and transported to the shelter. Several other strays reported but not located. Several other calls regarding cats, wild life and the cold weather.
- **NYSEG** warning letters - None received
- **Town Clerk Finance Report:**  
Supervisor Marinaccio is in receipt of the monthly town clerk's finance report.

## **PUBLIC COMMENTS**

Supervisor Marinaccio opened the meeting to public comments.

Leonard Gee of the **Old State Road** area commented on a recent sale of a property that was sold with a code violation over a shed and not the dwelling. Mr. Gee believed it should not have been sold until the violation was taken care of. The code letter he referenced was a two decade old dilemma which had been rectified and was provided to substantiate the 1993 matter. He also commented on various properties in his neighborhood and Mr. Marinaccio conveyed to Mr. Gee those residents were granted extensions up to May on exterior violations due to winter weather. Supervisor Marinaccio thanked him for his comments and closed the public comment period.

**APPROVAL OF MINUTES**

On a motion by Councilwoman Exley seconded by Councilman Morabito to approve the Work Session February 2, 2015 and Regular Meeting Minutes of February 9, 2015. All in favor. Vote -3 Ayes, Nays-0.

**ABSTRACTS for approval**

On Motion from Councilman Morabito, seconded by Councilwoman Exley to approve abstract # 3 in the amount of \$282,689.88. Vote Ayes – 3, Nays – 0.

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

Unanimously passed and noted as duly adopted.

**Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$:**

**Voucher #3 for March 2015 year in the amount of \$196,061.06:**

<b>General Fund</b>	<b>\$39,061.79</b>
<b>Part Town</b>	<b>\$6000.00</b>
<b>Highway</b>	<b>\$8,265.12</b>
<b>Fire districts</b>	<b>\$0.00</b>
<b>Light Districts</b>	<b>\$4,116.42</b>
<b>Refuse &amp; Garbage</b>	<b>\$7,862.42</b>
<b>Sewer Operating Dist.</b>	<b>\$208,214.61</b>
<b>Water Operating Dist.</b>	<b>\$9,169.52</b>
<b>Water Debt-Water Line/Replace/Repairs</b>	<b>\$00.00</b>

**ATTORNEY**

**TRANSFER OF PHELPS STREET PROPERTY**

Attorney Blaise has nothing new to report.

**STATUS OF TOWN OF CHENANGO REGARDING ANNEXATION OF 932 UPPER FRONT STREET TO TOWN OF CHENANGO**

Mr. Blaise has not heard back on the progress with the **County Planning Department** to prepare new maps of the adjusted town boundaries following the annexation.

**REVISED REFFERENDUM TO TRANSFER OF MARION STREET TO MR. & MRS. KATUSHA**

Attorney Blaise stated there is nothing new regarding the transfer.

**RESOLUTION RESCISSION OF SEX OFFENDER RESIDENCY LAW**

Attorney Blaise stated there is the probability a new law will be enacted soon and recommended we hold off until the Legislature proceeds with this recently introduced bill. The board was in agreement. Attorney Blaise will keep them apprised of the situation.

**RESOLUTION 2015-4**

The following Resolution was offered by Councilman Morabito, who moved its adoption, seconded by Councilwoman Exley.

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows: **RESOLUTION AUTHORIZING THE TOWN TO CREATE A GOVERNMENT EFFICIENCY PLAN WITH BROOME COUNTY AND POTENTIALLY OTHER LOCAL GOVERNMENTS; AS PART OF NEW YORK STATE'S PROPERTY TAX FREEZE CREDIT.**

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 – 3, Nays – 0.

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

All in favor.

The resolution is on file with the Town Clerk.

**RESOLUTION 2015-5**

The following Resolution was offered by Councilwoman Exley, who moved its adoption, seconded by Councilman Morabito.

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows: **RESOLUTION DESIGNATING APRIL 25, 2015 AS MUNICIPAL CLEAN UP DAY FOR THE TOWN OF DICKINSON**

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 – 3, Nays – 0.

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

All in favor.

The resolution is on file with the Town Clerk.

**NEW YORK STATE DEPARTMENT OF TRANSPORTATION PROJECTS**

Attorney Blaise is awaiting word for the **NYSDOT projects needing approval for resolutions.**

**RESOLUTION 2015-6**

The following Resolution was offered by Councilman Morabito, who moved its adoption, seconded by Councilwoman Exley.

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows: **A RESOLUTION AUTHORIZING THE SALE OF EQUIPMENT BETWEEN THE TOWN OF DICKINSON AND TOWN OF WINDSOR.**

To purchase a generator currently valued at approximately \$17,500, based on research of similar sized Ingersoll Rand generators of similar age, usage and condition, as determined by research conducted by Dickinson’s Public Works Commissioner and Deputy Public Works Commissioner and shared with Windsor.

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 – 3, Nays – 0.

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

All in favor.

The resolution is on file with the Town Clerk.

## CHAIR

### REPORT ON TAX CAP MEETING

Supervisor Marinaccio attended a meeting regarding the **Tax Cap** and it was reported during his Supervisor Report he already presented.

### NYSEG CREDITS

Mr. Marinaccio has been working with **NYSEG** for the purpose of obtaining credits for street pole lamps that have not been operating for some time. Mr. Marinaccio learned that it is not retroactive but will commence once we report those pole lights with **NYSEG**.

### NEWSLETTER

Supervisor Marinaccio has all but one article and will be ready to hand it over to Councilman Morabito.

## CHAIR

### COMMITTEE REPORTS:

#### PUBLIC WORKS – WATER & HIGHWAY DEPARTMENT

1. Joel Kie, Public Works Commissioner reported the recent water breaks were the result of services that froze over.
2. Public Works Commissioner Kie recently attended a meeting in Albany with PW Commissioners from around the state to solicit more money for the repairs of roads and bridges.
3. Mr. Kie instead of going for two new trucks is instead going to trade in the tractor for doing the snow on the sidewalks and his pick-up truck. They will both be **State** bids. The money is in the budget and the board was in favor of these purchases.
4. **Old State Road** intersection is in need of repair. Right now it will be a cold patch but needs to be fixed properly once the weather breaks.
5. Commissioner Kie and Supervisor Marinaccio met with the **DOT** regarding the multi-purpose lane that will be implement at the corner of Bevier Street going south at the bypass heading toward the City of Binghamton that is to augment and service walkers and bicyclists. Mr. Kie also addressed the new **LED** lighting with a recommendation to install them all the way up towards the northern section of Upper Front Street. It will be a future investment with the impending **BC Farmer's Market** venue being relocated at the Cornell Co-Operative Extension. The **DOT** will conduct an Engineering Report to go up this way and with the agreement the Town will maintain the lighting. **DOT** was in favor and all agreed.

**COURT AND TOWN CLERK MONTHLY FINANCIAL REPORTS**

Councilman Morabito made a motion to accept the **Financial Report** for the **Town Clerk**. On a motion by Councilman Morabito seconded by Councilwoman Exley. All in favor.

**Town Clerk’s Report**

**February 2015 in the amount of \$1,129.83:**

<u>NYSDOH</u>	<u>\$0</u>
<u>NYS Ag &amp; Markets spay/Neuter program</u>	<u>\$50.00</u>
<u>Supervisor Town of Dickinson</u>	<u>\$999.05</u>

**Court Ticket Collections Report**

**January and February 2015 will be available next month.**

**PLANNING & ZONING BOARD**

The Planning Board continues to work on the **Comprehensive Plan**. A resident short survey available for residents to find out what people would like to see in the town either via paper or electronic @ **Survey Monkey**. The next Planning Board meeting will be held on March 23<sup>rd</sup> at 6:00pm.

Zoning – nothing new.

**CODE ENFORCEMENT**

**Code Enforcer** Rafferty had no issues to report.

**PUBLIC COMMENTS**

Supervisor Marinaccio opened the meeting to public comments. There were none.

The meeting was adjourned on motion of Councilman Morabito and seconded by Councilwoman Exley at 6:55 PM.

Respectfully submitted,

Wanda R. Broczkowski  
Town Clerk