

## January 3, 2017 – WORK SESSION

The Work Session of the Town of Dickinson Town Board was called to order by Supervisor Michael A. Marinaccio at 5:30 PM on Tuesday, January 3, 2017 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:

Brady Begeal Esq., o/b/o Oliver N. Blaise III, Esq., Town Attorney  
Susan Cerretani, Town Clerk

Also in attendance:

Code Enforcement Officer Stephen Rafferty, Town Engineer Ron Lake,  
Public Works Commissioner Joel Kie, Administrative Assistant Beverly Wike, Public Works Deputy Daniel Miller

### CHAIR

### SUPERVISOR REPORT

#### January 3, 2017 Town Work Session Supervisor Report

1. Supervisor Marinaccio was informed by the **NYS Department of Transportation** that they will be holding a Public Hearing regarding the **Walk Bridge** on January 17, 2017; starting at around 6:30 pm. Mr. Marinaccio is urging everyone to attend this meeting. The Supervisor will ask the **Sunrise Terrace Association** to post the meeting notice on their marquee. We should post it on our web site.
2. As the Supervisor mentioned last week, he and Code Enforcement Officer Rafferty and Public Works Commissioner Kie met last Tuesday to go over any and all concerns regarding the proposed used car lot in the Town of Chenango, corner of Forrest Hills and Front St. This is a use variance request by the developer.

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### SUPERVISOR'S REPORT CONTINUED:

3. Supervisor Marinaccio hopes that the town board members have reviewed the 2017 Organizational Resolution, and any questions, comments or concerns should be reviewed and discussed at tonight's meeting.
4. Mr. Marinaccio stated that we should begin working on the 2017 Town Newsletter now. Notices will be sent to all department heads and chairs within the next week or so.
5. The next **Association of Towns & Villages** meeting is set for January 26, location to be announced soon. The 2017 **AOTV** officers will be taking the Oath of Office which will be given by Judge Ferris Lebous. Jason Garner, our newly elected county executive will be our guest speaker.
6. Supervisor Marinaccio will begin to restructure the **NY State Dormitory** grant that we were awarded last year. Once that is complete, he will present it to the board for their review and approval.
7. The **Prospect Terrace Fire Department's** Annual Oath of Office and Dinner is coming up soon. They are looking at Feb. 4, 11 or 25. Please note these dates and Supervisor Marinaccio will notify everyone once the date is confirmed.
8. Mr. Marinaccio will schedule a date and time to meet with the **Land Bank** Executive, Margaret Scarinzi to discuss available funding to demolish 231 Bevier St. Prior to that taking place; we must acquire the property from the County who has agreed to transfer the property to us.
9. Captain Scott Heggelki from the NY State Police contacted Supervisor Marinaccio last week and had a lengthy conversation regarding 231 Bevier St. and other problematic locations in our town. Captain Heggelki stated that he and his department will work with us in addressing serious issues with people living in our town and breaking various laws. He was very pleased to hear that 231 Bevier St. was now boarded up. He is also willing to come to one of our board meetings and discuss how the State Police addresses problem areas and give advice to our residents.

### ORGANIZATIONAL RESOLUTION, HOLIDAY AND MEETING SCHEDULES FOR 2017

Supervisor Marinaccio asked the board to review the **2017 Organizational Resolution**. There is one change to be made to the Organizational Resolution - the mileage reimbursement rate for 2017 is \$0.535, to be changed from \$0.57.

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### REVIEW OF 2016

The Supervisor will review the 2016 year at next week's regular meeting.

### AOTV

Supervisor Marinaccio mentioned the next **AOTV** meeting date is January 26<sup>th</sup>. The 2017 **AOTV** officers will be sworn in at the January meeting at **DeGennaro's** 300 Hill Ave, Endicott, NY. Broome County Executive Jason Garner will be the guest speaker.

### 2017 NEWSLETTER

Supervisor Marinaccio reminded the board members and Town staff to start preparing articles for the annual newsletter.

### NYS DOT

Mr. Marinaccio informed the board that the **New York State Department of Transportation** will hold a Public Hearing regarding the **Pedestrian Walk Bridge** on Tuesday, January 17, 2017 at 6 PM at the Town Hall. It will be posted on the Town website and signboard.

### PROPOSED USED CAR LOT - USE VARIANCE

Code Enforcement Officer Rafferty composed a letter on behalf of Supervisor Marinaccio addressed to Don Phillips, Chairman of the Zoning Board of Appeals for the Town of Chenango regarding the **239** referral for a used car lot proposed for the property located at 959 Upper Front Street. The property is in close proximity to the Town of Dickinson boundary line and the Town of Dickinson has several major concerns such as:

- Application is for a use variance – can the applicant meet criteria?
- Limited permitted use due to proximity of residential uses and residential developments
- Delivery of vehicles and inadequate egress width for the delivery trucks to exit Forest Hills Blvd when leaving the site
- The parking of delivery trucks in the drive lane or dedicated center turning lane of Front Street
- Inadequate screening on the left rear property line

Councilman Gardner reminded the board members that 15 years ago the site was a credit union. He remarked that traffic in and out of the parking lot caused problems at that time but should not be an issue now with a used car lot.

Councilman Burns remarked that he feels it is New York State's and the Town of Chenango's responsibility to stop the car dealers along Front Street from allowing tractor trailer delivery vehicles to park in the street to unload vehicles because it is very

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dangerous. Councilman Burns stated that he is very pro business and we shouldn't throw roadblocks in the way for businesses to generate sales tax.

Supervisor Marinaccio is interested in protecting the residents in the neighborhood.

### **DORMITORY GRANT**

Supervisor Marinaccio stated that he will start restructuring the \$50,000 Dormitory Grant that was awarded last year. Once that is complete, the Supervisor will present it to the board for approval. The Supervisor stated that we will probably use the money to install automatic doors. The automatic doors would make the Town Hall more ADA compliant.

### **PROSPECT TERRACE OATH OF OFFICE**

The Prospect Terrace Oath of Office dinner date has not yet been determined. Possible dates are February 4<sup>th</sup>, 11<sup>th</sup> or 25<sup>th</sup>.

### **HOMES SOLD**

9 Forest Hills Blvd sold to National Mortgage Company  
61 Old State Rd sold by the County.

### **SYMPATHY**

Supervisor Marinaccio announced that Jackie Cahill, the wife of Town Assessor Jack Cahill passed away yesterday, January 2nd. The wake will be held on Thursday from 3-7 at McCormack Funeral Home and the funeral will be Friday at St. Patrick's Church, Binghamton.

### **LETTER OF APOLOGY**

Supervisor Marinaccio received a letter from Town of Kirkwood Supervisor Gordon Kniffen. The letter addressed the Rogers Mountain Way-Phelps Street crossing project with a note of apology from the Supervisor for not contributing to the cost of the project. Supervisor Kniffen stated that it was an unusual situation and he wished that it could have been a consolidated effort.

### **ATTORNEY**

Attorney Brady Begeal covered the meeting on behalf of Town Attorney Oliver Blaise as Mr. Blaise had a commitment to cover the Town of Kirkwood's 2017 Organizational meeting.

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**2017 ORGANIZATIONAL RESOLUTION**

Supervisor Marinaccio stated that the 2017 Organizational Resolution will be voted on at next week's meeting.

**RESOLUTION: BETTERMENT AGREEMENT WITH NYSDOT FOR THE PURPOSE OF WIDENING SOWDEN STREET**

Copies of the Betterment resolution were distributed to the board members for their review for approval at the January 9<sup>th</sup> regular meeting.

**RESOLUTION: APPROVING REPORTING RESOLUTION FOR TOWN EMPLOYEES AND OFFICIALS TO NYS RETIREMENT SYSTEM**

Resolution will be placed on next week's agenda.  
Employees in the retirement system need to do a 3 month record of work activities.

**RESOLUTION: ADD TOWN OF CHENANGO RESIDENTS ON FOREST HILLS BLVD TO OUR WATER AND SEWER BILLING AND ADD CAPITAL IMPROVEMENT CHARGE ONTO NEXT BILLING**

Resolution will be placed on next week's agenda.

**COMMITTEE REPORTS**

**PUBLIC WORKS**

Dan Miller of the Water Department presented a photo of a cut out section of an old steel pipeline. There is a corroded 800 foot pipe that is buried 15 feet deep that needs to be replaced. This particular pipe is used as a distribution and tank filling line that supplies Chenango Shores and Front Street. It is unclear who owns the pipe - the County or the Town. Public Works Commissioner Kie will continue to research for records, along with the County, to determine who has responsibility and ownership of the pipe. In the meantime, materials need to be ordered for replacement to begin. The proposed cost is \$76,000. Mr. Miller stated that the replacement pipe will be buried 6 feet deep. There was a lengthy discussion on this subject.

Dan Miller reported that the Town of Chenango water supply has been turned off for the last 8 days because of electrical problems with their well. While the well is out of commission the Town of Dickinson is getting water from the City of Binghamton. Mr. Miller is monitoring and managing the situation.

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**PLANNING AND ZONING**

Nothing to report.

**CODE ENFORCEMENT**

Public Works Commissioner Kie reported that the Highway Department crew hauled garbage and debris to the curb at 231 Bevier St. and the County picked it up and hauled it away.

Mr. Kie reported that the owner of 44-46 Sowden Street was issued a summons for code violations and the certified mailed was returned undeliverable. The next step will be to get a process server to hand deliver the summons to the property owner who lives in Staten Island.

On a motion by Supervisor Marinaccio, the work session was adjourned by a motion from Councilman Morabito and seconded by Councilman Burns at 6:22 PM.

Respectfully submitted,

Susan M. Cerretani  
Town Clerk