

## June 11, 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 Monday, June 11, 2018 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 in attendance:

Oliver N. Blaise III, Esq., Town Attorney  
Susan M. Cerretani, Town Clerk  
Administrative Assistant Wike, Code Enforcement Officer Rafferty, Town Engineer Lake, Public Works Commissioner Kie, Town Historian and Planning Board Chair Wasser, Zoning Board Chair Compton, and 4 members of the general public.

### CHAIR

**SUPERVISOR MARINACCIO REMINDED THE BOARD MEMBERS THAT WE OUR SUMMER SCHEDULE BEGINS NEXT MONTH WITH COMBINED WORK SESSIONS/REGULAR MEETINGS. START TIME OF 5:30 PM.**

- **JULY 9<sup>TH</sup>**
- **AUGUST 6<sup>TH</sup> (CHANGED FROM AUGUST 13<sup>TH</sup>)**
- **SEPTEMBER 10<sup>TH</sup>**

### SUPERVISOR'S REPORT

#### **SUPERVISOR'S MONTHLY REPORT**

**June, 2018**

1. We are still waiting to see if the **Small Cities Grant** for funds for the **Sunrise Terrace Community Center** that was submitted to the County several weeks ago has been accepted.
2. Reminder: The next **BC Association of Towns & Villages** meeting will take place on June 21 at the **Spot Restaurant** starting at 6:30 pm. Gerry Geist, Executive Director of the **NY Association of Towns** is our guest speaker and joining him will be one of the attorneys from his office as well as the **Executive Director of the NY Conference of Mayors**, Peter Baynes. Please RSVP ASAP to Councilman Steve Gardner.
3. Supervisor Marinaccio attended The 64<sup>th</sup> Annual Dinner Dance and Staff Achievement Recognition event for **ACHIEVE** on June 1, 2018 at the McKinley in Endicott. There were over 400 people in attendance.

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**SUPERVISOR’S REPORT CONT’D:**

4. We received payments from the **NYS Homeland Security and Emergency Services** in the amount of \$18,127.28 relating to the **Severe Winter Storm** that was declared last year.
5. We received a **County 239 Referral** regarding the **Walmart** in Johnson City asking for a variance for the size of wall signs.
6. Supervisor Marinaccio was notified by **Charter Communications/Spectrum** that they have appointed a new **Director of Government Affairs**, Kevin Egan.
7. Supervisor Marinaccio attended the 2<sup>nd</sup> Quarterly **County Executive’s Towns and Villages** meeting on May 31. Discussions on the airport, print shop services, shared services and equipment list took place.
8. Councilman Gardner and Supervisor Marinaccio attended the **Restore New York** meeting that took place on May 31. Much of the focus was on high property tax bills and school budgets.
9. Our **State Equalization Rate** for the 2018 Assessment Roll is at 74.63
10. **NYPIRG** sent us a list of people that may be canvassing our residents. The list is on file with our town clerk.

**Code Violations Report:**

1. 25 Forest Hills Blvd, violation of tall grass code
2. 33 Pulaski, grass in excess of 10 inches
3. 33 Pulaski, construction debris in side yard, building without a permit
4. 33 Pulaski, porch support is failed and in danger of collapse.

**Dog Control Report**

Supervisor Marinaccio has the May Dog Control reports for the village and the town. Investigated stray dogs and an unlicensed dog. All issues were resolved.

**NYSEG Warning Letter:**

No warning letters issued to property owners by **NYSEG** this month.

**PUBLIC COMMENTS**

None

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**COMMITTEE REPORTS**

- **PUBLIC WORKS**

Councilman Gardner reported that the Highway Department will be milling and paving Jameson and Boland Roads Tuesday and Wednesday of this week. If it rains on Wednesday it will be pushed to Thursday. Residents have been notified. Residents may park on Hickory Rd. or Sears Rd. Garbage pickup will take place early Thursday morning before 7 AM.

- **FINANCE**

- **SUPERVISOR’S MONTHLY FINANCIAL REPORT**

Councilman Morabito made a motion to accept the April, **2018 and May 2018 Supervisor monthly reports** seconded by Councilwoman Exley. All in favor.

- **TOWN CLERK MONTHLY FINANCIAL REPORT**

Councilman Morabito made a motion to accept the **May, 2018 Monthly Financial Report** for the **Town Clerk in the amount of \$1,235.50**. On a motion by Councilman Morabito seconded by Councilman Gardner. All in favor.

<b>Town Clerk’s Report May 2018</b>	
<b><u>NYSDOH</u></b>	<b><u>\$22.50</u></b>
<b><u>NYS Ag &amp; Markets spay/neuter program</u></b>	<b><u>\$60.00</u></b>
<b><u>Supervisor Town of Dickinson</u></b>	<b><u>\$1,235.50</u></b>

- **ABSTRACTS FOR APPROVAL**

On Motion from Councilman Morabito, seconded by Councilman Gardner to approve **abstract # 6**, dated **June 11, 2018** in the amount of **\$131,301.39**. 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 Aye

Unanimously passed and noted as duly adopted.

**Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$131,301.39.**

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**Voucher #6 for June 11, 2018 year in the amount of: \$131,301.39.**

<b><u>General Fund</u></b>	<b><u>\$14,430.12</u></b>
<b><u>Part Town</u></b>	<b><u>\$75.00</u></b>
<b><u>Highway</u></b>	<b><u>\$40,382.57</u></b>
<b><u>Fire districts</u></b>	<b><u>\$0.00</u></b>
<b><u>Light Districts</u></b>	<b><u>\$7,075.42</u></b>
<b><u>Sewer Operating Dist.</u></b>	<b><u>\$3,671.58</u></b>
<b><u>Water Operating Dist.</u></b>	<b><u>\$65,666.70</u></b>

- **PERSONNEL**
  - Nothing to report at this time
  
- **PLANNING**
  - Planning Board Chairperson Wasser there are no agenda items and the next meeting will be held possibly in September.

**APPROVAL OF MINUTES**

On a motion by Councilman Burns seconded by Councilwoman Exley to accept the **Work Session Meeting Minutes of May 07, 2018 and Regular Meeting Minutes of May 14, 2018.**

All in favor.

Vote-5 Ayes, Nays-0, Absent-0.

**ATTORNEY**

**RESOLUTION ADOPTING LOCAL LAW #2-2018 ENTITLED “A LOCAL LAW AMENDING CHAPTER 229 OF THE TOWN CODE ENTITLED ‘ANIMALS’”**

**RESOLUTION 2018-20**

The Town of Dickinson will increase the late fee from \$5.00 to \$10.00 for any dog license renewed 60 days or more after the date of expiration. A Public Hearing was held at the June 4, 2018 work session.

The following Resolution was offered by Councilman Morabito, 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: ADOPTING LOCAL LAW #2-2018 ENTITLED “A LOCAL LAW AMENDING CHAPTER 229 OF THE TOWN CODE ENTITLED ‘ANIMALS’”**

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

All in favor. The Local Law shall take effect immediately upon filing with the New York State Secretary of State.

**WATER/SEWER PENALTY INCREASE**

Attorney Blaise mentioned that a discussion was held at last week's meeting regarding a possible increase in water/sewer late fee penalties and the decision was made to let it remain as is. The State Comptroller has capped the water penalty at 10%, so if a change were to be made we could only increase the sewer rent penalties which Mr. Blaise questioned Ms. Wike whether this might be an administrative nightmare if implemented at some future point in time. Attorney Blaise remarked that we are just confirming that we are going to leave things the way they are.

**RESOLUTION AUTHORIZING EMPLOYEE WORK STATUS CHANGE**

**RESOLUTION 2018-21**

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: AUTHORIZING CHANGING A PARTICULAR HIGHWAY DEPARTMENT EMPLOYEE'S WORK STATUS FROM PART TIME TO FULL TIME AND ADJUSTING THE ASSOCIATED HOURLY PAY RATE TO \$20.25 PER HOUR.**

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

All in favor.

**PUBLIC WORKS – WATER & HIGHWAY DEPARTMENT**

- Public Works Commissioner Kie reported that the Highway Department has swept the town and county streets.

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- Mr. Kie asked the board to re-visit the Republic Street parking situation at the July meeting. He offered a solution to the ongoing problem to be no parking on either side of Republic Street except holidays.
- Milling and paving will be taking place on Jameson and Boland Roads on Tuesday and Wednesday of this week weather permitting and will extend into Thursday if it rains on Wednesday.

### **PLANNING & ZONING BOARD**

#### **ZONING**

Nothing to report at this time

#### **CODE ENFORCEMENT**

Nothing to report at this time

Supervisor Marinaccio has concerns regarding several abandoned properties in the town. He stated that the system doesn't work well when dealing with banks and foreclosures - it takes months or years. Supervisor Marinaccio would like the board members to specifically look into the property at 127 Adams Drive where a fire occurred approximately 3 years ago and start the condemnation process. Public Works Commissioner Kie remarked that the property maintenance services on these properties keeps changing and can't be tracked down.

Supervisor Marinaccio informed the board members that **NYS DOT** Regional Director Jack Williams will be retiring at the end of the month.

#### **PUBLIC COMMENTS**

An Orchard Road resident returned to voice her annoyance of the barking dogs at the Broome County Dog Shelter. The resident met with the manager of the **Broome County Dog Shelter** Kelly Conlon and talked to a **Broome County Security** employee who took an initiation report from her.

Mr. Marinaccio responded that the shelter has been there since 1953 and the town has no authority to relocate the dog shelter nor would we attempt to. Mr. Marinaccio has talked to Jim Dadamio **Broome County Director of Security** and they are looking into a solution such as a wall or fence to block the noise.

The meeting was adjourned on motion of Councilman Morabito and seconded by Councilman Burns at 6:32 PM.

Respectfully submitted,

Susan M. Cerretani  
Town Clerk