

February 11, 2019– 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, February 11, 2019 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**
- Code Enforcement Officer Stephen Rafferty, Town Engineer Ron Lake,**
- Public Works Commissioner Joel Kie, Zoning Board Chair Jeanne**
- Compton, Planning Board Chair and Town Historian David Wasser and 2**
- members of the general public.**

CHAIR

SUPERVISOR’S REPORT

**SUPERVISOR’S MONTHLY REPORT
February 11, 2019**

1. Supervisor Marinaccio reviewed the charges on the town credit card accounts and found no issues.
2. The **Sunrise Terrace Association** officers voted unanimously to transfer the Sunrise Terrace building to the Town of Dickinson. A letter was sent to those who donated money for the repair of the building, notifying them of the transfer and asking the donors how they want their donation to be handled; give it to the town, return the donation to the donor, or give it to the Association for future programs. In relation to this issue, Mr. Marinaccio has written and delivered a message to Kathy Groover, Treasurer of the **Sunrise Terrace Association** that the town will continue the process of taking ownership of the building; however, with no guarantee that the building will not be demolished if repairs to existing building issues or other issues that may be discovered upon further inspections, studies, etc.
3. Just a reminder that the property tax collection for the town is scheduled as follows:

February..... Thursday, February 28, 10 AM to 3 PM (1% penalty)
March.....Monday, April 1, 10 AM to 3 PM, (2% penalty plus \$1)
Tax help.....607-778-2169

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SUPERVISOR’S REPORT CONTINUED:

4. Supervisor Marinaccio has applied for a grant through the **Small Community Fund** to assist in the repairs of the **Sunrise Terrace Community Center**. He asked for \$30,000. Once the town takes ownership of the building, Mr. Marinaccio will seek financial assistance and grants from the State and Federal Government.
5. Supervisor Marinaccio is once again asking all department heads; including the Court, Planning, Zoning, Town Clerk, Town Highway, Historian, Attorney, Dog Control, Assessor, Code Enforcement, Town Board members and anyone else who would like to place an article in the 2019 Town Letter, to submit your articles as soon as possible.
6. The next Association of Towns & Villages dinner meeting will take place on Thursday, February 28, 6 PM, at **Jonathans Restaurant** located on Hooper Rd. in Endwell. Guest speakers are Mark Schuster & Rebecca Rathmell, Co-Chairs of the **Broome County Safe Housing Task Force**, and will present the protocol and policy recommendations that have resulted from Task Force discussions since October. Their hope will be to share in detail much of the deliberations involved, including community feedback, in identifying each recommendation as well as the possible steps forward at municipal and/or County-wide levels.
7. The **Prospect Terrace Fire Company Annual Oath of Office** is scheduled for Saturday, February 23, around 6 PM at the fire station. As always, Supervisor Marinaccio will be introducing our town officials who are in attendance, administering the oath to the officers to board members of the fire station and giving a brief State of the Town. Senator Akshar and Assemblyman Crouch have been invited.
8. Councilman Steve Gardner and Supervisor Marinaccio will be attending the **2019 NY Association of Towns Annual Training School** that will take place in New York City in February.
9. The County Executive or his representative will once again present the State of the County at one of our near future town board meetings. Mr. Marinaccio will be attending the County Address on February 26, 5 PM at the **Ansko Lofts** located at 16 Emma St. in Binghamton.
10. If the governor’s proposal to eliminate **AIM Funding** that will impact over 95% of the State’s towns and villages passes, our town stands to lose \$34, 578 which was included in the creation of the 2019 town budget.

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SUPERVISOR’S REPORT CONTINUED:

Code Violations Report:

None

Dog Control Reports

The Dog Control Officer report for January for both the town and village has been submitted. Calls for action totaled 3. Stray dog on Chenango Street, stray dog on Pulaski Street, and 4 tickets issued to dog owners.

The **Broome County Health Department** has issued a memorandum regarding dog bites: In an effort to protect information covered under the **Health Insurance Portability & Accountability Act (HIPA)**, all animal exposure reports received by this department will no longer be automatically shared with municipal dog control officers. Dog owner and animal information will be shared only if requested. Dog Control Officer Starley stated that he met with Mark Lane at the Health Department and came up with a solution. The Health Department will send a report with the victims information removed.

NYSEG Warning Letter:

We received 1 warning letter issued to property owners at 63 Adams Street by NYSEG this month for unpaid balance of \$252.38

Next Meeting

Next Board meeting will be on Monday, March 4, 2019 at 5:30 pm

ATTORNEY

RESOLUTION 2019-3

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

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

RESOLUTION: ADOPTING PARKING RESTRICTIONS ON CERTAIN SECTIONS OF REPUBLIC STREET, ROSEDALE DRIVE AND PLEASANT COURT.

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 voting Aye

All in favor. Local Law to be filed with the **Department of State**.

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RESOLUTION 2019-4

The following Resolution was offered by Councilman Gardner, who moved its adoption, seconded by Councilwoman Exley to wit:

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

RESOLUTION: SCHEDULE A PUBLIC HEARING FOR MARCH 4TH, 5:30 PM REGARDING THE PLACEMENT OF A STOP SIGN AT THE SOUTHERN END OF MARKET STREET.

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 voting Aye

All in favor.

RESOLUTION 2019-5

The following Resolution was offered by Councilman Gardner, 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: ASKING AIM FUNDING BE RESTORED IN THE NEW YORK STATE 2020 BUDGET.

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 voting Aye

All in favor.

DISCUSSION: N. ELY STREET SPUR

Attorney Blaise opened a discussion regarding a spur located off of North Ely Street that is actually a resident's driveway that the town has been maintaining for years. Public Works Commissioner Kie would like to schedule a meeting with Councilman Gardner and the N. Ely Street 'spur' residents to determine how we should approach this issue. Highway Superintendent Kie stated that he thinks the town needs to continue taking care

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of the road. Attorney Blaise and Supervisor Marinaccio stated that in order to maintain the road legally the town must own the road.

WATER SUPPLY AGREEMENT WITH THE VILLAGE OF JOHNSON CITY

The water supply agreement with Johnson City is now in the hands of the Mayor of Johnson City. Attorney Blaise will wait for the final say-so to proceed with the finalization of the agreement.

POTENTIAL ISSUE WITH STA BUILDING

Attorney Blaise mentioned that there is a potential issue with the Sunrise Terrace building in that a permissive referendum may be required to accept the donation. Mr. Blaise stated that donation of park land requires a permissive referendum. Attorney Blaise will continue to research and report back at the next meeting. He stated that this would not interrupt our timeframe for the takeover of the property.

COMMITTEE REPORTS

• **PUBLIC WORKS**

- Public Works Commissioner Kie asked permission to sign a proposal from **Keystone Associates** for a test dig report to determine soil conditions at the **Sunrise Terrace Community Center** building at a cost of \$1,700.00. Mr. Kie stated that he also asked **NYS DOT** to do soil sampling when the weather gets better. Mr. Kie stated that we need to know the reason for the wall failing and that changes and alterations will be dependent on the soil conditions. Attorney Blaise and Supervisor Marinaccio stated that we need to wait until we take the building over before we pay for soil sampling and testing. Mr. Kie's request was denied authorization until after the transfer takes place.
- Mr. Kie distributed maps to the board members depicting the Market Street area and the placement of the proposed stop sign.

• **FINANCE**

- **TOWN CLERK MONTHLY FINANCIAL REPORT**
Councilman Morabito made a motion to accept the **January, 2018 Monthly Financial Report** for the **Town Clerk** in the amount of **\$1,262.34**, seconded by Councilman Gardner. All in favor.
- **TOWN COURT MONTHLY FINANCIAL REPORT**
Councilman Morabito made a motion to accept the Financial Report for the **Town of Dickinson Court** for the month of **December, 2018** in the amount of **\$43,872.00**. On a motion of Councilman Morabito and seconded by Councilman Burns. State -\$34,192.00 County - \$40.00 Town - \$9,554.00 Other - \$166.00
All in favor.

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○ **ABSTRACTS FOR APPROVAL**

On Motion from Councilman Morabito, seconded by Councilman Gardner to approve **abstract # 02** dated **February 11, 2019** in the amount of **\$536,995.64**.

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 \$536,995.64.

Voucher #02 for February 11, 2019 year in the amount of \$536,995.64:

<u>General Fund</u>	<u>\$56,908.48</u>
<u>Part Town</u>	<u>\$66.00</u>
<u>Highway</u>	<u>\$38,230.14</u>
<u>Fire Districts</u>	<u>\$144,000.00</u>
<u>Light Districts</u>	<u>\$4,805.10</u>
<u>Sewer Operating Dist.</u>	<u>\$208,896.80</u>
<u>Water Operating Dist.</u>	<u>\$84,089.12</u>

APPROVAL OF MINUTES

On a motion by Councilwoman Exley seconded by Councilman Gardner to approve the **January 7, 2019 Work Session Minutes, the January 14, 2019 Regular Meeting Minutes and the January 8, 2019 Sunrise Terrace/Town of Dickinson Meeting Minutes**. All in favor.

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

● **PERSONNEL**

- Supervisor Marinaccio announced that Attorney Blaise is running for the office of Supreme Court Justice.

● **PLANNING**

- Chairman Wasser reported that the next Planning Board meeting will be held on Monday, February 25 at 6 PM to discuss site development and **Age Friendly Communities**.

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The meeting was adjourned on motion of Councilman Morabito and seconded by Councilman Burns at 6:35 PM.

Respectfully submitted,

Susan M. Cerretani
Town Clerk