

September 9, 2019– WORK SESSION & REGULAR MEETING

The Work Session and Regular Meeting of the Town of Dickinson Town Board was called to order with the pledge of allegiance by Supervisor Michael A. Marinaccio at 5:30 PM on Monday, September 9, 2019 in the Town Hall, 531 Old Front Street, Binghamton, New York.

This is the third of the regular meetings of the summer schedule of July, August and September combining our Work Session with the Regular Meeting on the second Monday of those months with a start time of 5:30 P.M.

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:

Angelo Catalano, Esq.
Karen M. O'Neil, Deputy Town Clerk
Public Works Commissioner Joel Kie, Code Enforcement Officer Steve Rafferty, Town Historian and Planning Board Chairman David Wasser, Zoning Board Chairwoman Jeanne Compton, Town Engineer Ron Lake, Administrative Assistant Beverly Wike and 3 members of the general public.

SUPERVISOR'S MONTHLY REPORT September 2019

1. The **Battery/Energy Storage** committee continues to meet and are doing a great job in researching this type of project. I have kept the **Prospect Terrace Fire Department Chief** Jason Delanoy up to date in what this project consists of. I have made recent contact with Bob Pass from **NYSEG** and he is coordinating our tour to do a site visit in Ithaca in the near future. We met with a representative from **Dimension** who discussed how these units work and answered all the questions that were put forth by our members of the committee.
2. We continue to work on the \$1 million-dollar Grant for our large water line project. The process is now in the hands of the **NYS Health Department Engineering** who contacted us with many questions and additional steps we need to take before the grant can be activated. Town Engineer Ron Lake is assisting us in moving this grant forward. We will need to approve a proposal from Ron to take on this project as directed by the NYS Grant application.
3. Regarding the \$23,500 grant cover the costs of cement for sidewalk replacement, all approvals have been made and we are submitting our invoices to the **Health Department** so we can be reimbursed.

September 9, 2019– WORK SESSION & REGULAR MEETING

SUPERVISOR'S REPORT CONT'D

4. The 2020 Budget planning began in August. I will have a preliminary budget in place soon for the board's review and discussion. Board members will be notified of a date and time for the budget meeting.
5. I met with the new **Vice President of Academic Affairs for SUNY Broome**, Dr. Penny Haines, on September 4, 1 pm at the Town Hall. She was accompanied by President Kevin Drumm. This was a get acquainted meeting.
6. The meeting with Charter representative Lauren Kelley on August 27 at the Town Hall to discuss the renewal of another 10-year agreement on our franchise agreement was cancelled by Ms. Kelley and will be rescheduled in the near future.
7. We received our 2nd quarter distribution from the **Broome County Safety Complex** (jail) for \$20,477 for a total distribution to date of \$95,250. This includes the lump sum payment of \$43,513. We budgeted a total of \$70,000 for 2019 so we surpassed our estimates.
8. I reviewed the monthly **NBT** credit card statement and concerns were noted.
9. The **NYS Dept. of Transportation** Public Hearing that was held on Aug. 20, 2019 regarding the construction of the Multi-Use path and the replacing of the Front St. bridge and intersection reconfiguration at Front and Old Front Street was well attended by various residents and others. There were a few concerns noted, mostly regarding safety for pedestrians crossing Old Front St. and Front St. in relation to the proposed traffic circles. **NYS DOT** will review the comments and make any necessary changes as they move forward. There may be a second public hearing.
10. **Coughlin & Gerhart** will be conducting their **Labor & Employment Law Update** on October 8, 2019, starting at 7:30 am registration and breakfast, 8:30 am to 12:30 pm for the program. Any board members and other town officers who would like to attend, please let me know so that I can pre-register you.

Code Violations Report:

1. 36 Pulaski, tall weeds and grass
2. 62 Sowden, large accumulation of garbage
3. 17 Longview, tall weeds and grass

September 9, 2019– WORK SESSION & REGULAR MEETING

SUPERVISOR’S REPORT CONT’D

Dog Control Reports

The August Dog Control reports have been submitted. A total of seven calls were addressed. Dog biting another dog while being walked, dog not on a leash, dogs running lose, aggressive pit bull.

NYSEG Warning Letter: No NYSEG warnings issued

Next Meeting: The next Board meeting will be on Monday, October 7 at 5:30, Work Session.

PUBLIC COMMENTS

A resident asked Supervisor Marinaccio if the Sheriff’s Department as in past years will hold a public information meeting with the incoming **SUNY Broome** students to address the need to respect the private properties surrounding the college. Supervisor Marinaccio will check with the Sheriff’s Office.

COMMITTEE REPORTS

• **PUBLIC WORKS**

- Councilman Gardner reported that the Town received a **GMC** truck from **SUNY Broome** which will be used for parts.
- Councilman Gardner mentioned there will be a discussion later in the meeting regarding a personnel/staffing issue in the Public Works Department.
- Councilman Gardner reported that he and Public Works Commissioner Kie will be reviewing the budget with Supervisor Marinaccio.

• **FINANCE**

SUPERVISOR’S MONTHLY FINANCIAL REPORT

Councilman Morabito made a motion to approve the **July 2019 Supervisor monthly report** 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 **July 2019** in the amount of **\$48,682.50**.
STATE: \$38,467.00 COUNTY: \$1,212.50 TOWN: \$8,785.00 OTHER: \$218.00
On a motion of Councilman Morabito and seconded by Councilman Gardner. All in favor.

September 9, 2019– WORK SESSION & REGULAR MEETING

TOWN CLERK MONTHLY FINANCIAL REPORT

Councilman Morabito made a motion to accept the **August 2019 Monthly Financial Report** for the **Town Clerk in the amount of \$1,402.82**. On a motion by Councilman Morabito seconded by Councilman Burns. All in favor.

Town Clerk’s Report	
August 2019 in the amount of \$1,402.82:	
NYS Ag & Markets spay/Neuter program	\$56.00
Supervisor Town of Dickinson	\$1,402.82
NYS DOH	\$0.00

ABSTRACTS FOR APPROVAL

On Motion from Councilman Morabito, seconded by Councilman Gardner to approve **abstract # 9**, dated **September 9, 2019** in the amount of **\$75,375.08**. 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 \$75,375.08.

Voucher #9 for August 2019 in the amount of \$75,375.08:

<u>General Fund</u>	<u>\$54,588.93</u>
<u>Part Town</u>	<u>\$0.00</u>
<u>Highway</u>	<u>\$5,551.71</u>
<u>Fire districts</u>	<u>\$0.00</u>
<u>Light Districts</u>	<u>\$624.89</u>
<u>Sewer Operating Dist.</u>	<u>\$3,029.11</u>
<u>Water Operating Dist.</u>	<u>\$11,580.44</u>

APPROVAL OF MINUTES

On a motion by Councilman Gardner seconded by Councilman Burns to approve the **Work Session and Regular Meeting Minutes of August 19, 2019**. All in favor.

September 9, 2019– WORK SESSION & REGULAR MEETING

ATTORNEY

RESOLUTION 2019-23

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

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

RESOLUTION: RE-APPOINTING JOHN E. CAHILL AS THE TOWN OF DICKINSON ASSESSOR FOR THE TERM BEGINNING OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2025.

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

All in favor.

To be filed with New York State Department of Tax and Finance. Copy on file in the Clerk's office.

RESOLUTION 2019-24

The following Resolution was offered by Councilman Morabito, 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: ADOPTING THE USE OF FORCE POLICY 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 – 5, Nays – 0, Absent -0.

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

All in favor. Copy on file – Model Policy from New York State.

STATUS: N. ELY STREET DEED

Attorney Catalano stated that the deed for North Ely street has been drafted and after several attempts he is still waiting to hear back from the owners' attorney in order to finalize the transfer. He stated that if he does not hear back after one last attempt, he will notify them that the Town will not be plowing the street this winter.

September 9, 2019– WORK SESSION & REGULAR MEETING

BOARD REVIEW OF THE COMPREHENSIVE PLAN UPDATES RECENTLY ADOPTED BY THE PLANNING BOARD

Planning Board Chair David Wasser reported that the Planning Board is looking at making recommendations on how to make the Town friendlier to the 50 and over community in the update to the Comprehensive Plan.

FIRE PROTECTION DISTRICT 3

Attorney Catalano stated that the Village of Port Dickinson Fire Protection Contract is up. The Village is proposing modest increases:

That is the area encompassing upper Bevier Street between the City of Binghamton and the Town of Kirkwood

Upper State Road between Village of Port Dickinson and the Town of Kirkwood

Upper Phelps Street often known as Rogers Mountain Way

We typically do a 3-year contract and the current one ends December 31, 2019

Suggestions for annual increases from the village:

2020 - \$654 increase for a total contract of \$30,800 a 2.1% increase

2021- \$700 increase for a total contract of \$31,500 a 2.2 % increase

2022 - \$700 increase for a total contract of \$32,200 a 2.2% increase

A Public Hearing will be scheduled.

There has been no direct formal proposal from the Village of Port Dickinson Fire Department yet.

REPEAT OFFENDER LOCAL LAW

A Public Hearing will be scheduled regarding the Repeat Offender Local Law.

COMMITTEE REPORTS:

PUBLIC WORKS – WATER DEPARTMENT & HIGHWAY DEPARTMENT

- Public Works Commissioner Kie reported that the yard waste truck is out of service and Publics Works is using the Town of Chenango truck until ours is repaired.
- Public Works Commissioner Kie reported that the soil sampling at the Sunrise Terrace Association building has been completed and a full report will be available at the next meeting.
- Mr. Kie reported that the Public Works Department is down one employee following the retirement of David Plestis due to health issues. Mr. Kie asked the Board for approval to hire Jason Delanoy to fill the position.

September 9, 2019– WORK SESSION & REGULAR MEETING

On a motion by Councilman Gardner seconded by Councilman Burns to authorize Public Works Commissioner Kie to hire Jason Delanoy to the Public Works Department.

All in favor.

- Public Works Commissioner Kie reported that the Highway Department is gearing up for fall leaf collection.

CODE ENFORCEMENT

- The owner of the Front Street **McDonald's** has concerns about operating his business while the underground tanks at the **Speedway Gas Station** are removed and replaced. The tank removal will take approximately 6 weeks to complete. Supervisor Marinaccio is concerned that traffic may become an issue and will notify the Sheriff's Department.

Mandatory **Sexual Harassment Training** is scheduled for Monday, September 23, 2019 at the Town Hall at 3:30 pm. We will have attendance sign-in sheets.

The next **Association of Towns and Villages** meeting is scheduled for Thursday, September 26th at 6 pm at the **Spot Restaurant**.

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

Respectfully submitted,

Karen M. O'Neil
Deputy Town Clerk

SMC/kmo